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JOURNAL  
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AT THEIR  
ONE HUNDRED AND TWENTY-FIFTH SESSION.

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VOLUME II.

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No. 181), which was read the first time and referred to the committee on affairs of cities.

"Concurrent resolution proposing amendment to article 6 of the Constitution, relating to the election of additional justices of the Supreme Court" (No. 640, Rec. No. 179), which was read the first time and referred to the committee on the judiciary.

"An act authorizing the appointment of a confidential attendant by the justices of the Supreme Court designated to the Appellate Division of the Second Department or a majority of them" (No. 386, Rec. No. 180), which was read the first time and referred to the committee on ways and means.

"An act to amend the Tax Law, relating to the taxation of the stockholders of banks and banking associations" (No. 698, Rec. No. 178), which was read the first time.

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Said bill having been announced for a third reading,

Mr. Sulzberger moved that said bill be recommitted to the committee on taxation and retrenchment, with instructions to report the same forthwith amended as follows:

Page 6, lines 17 and 18, strike out the words "within fifteen days after the receipt of said statement" and insert in place thereof the words "on or before the thirty-first day of December in said year."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Morgan, from the committee on taxation and retrenchment, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Adams introduced a bill entitled "An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn" (Int. No. 998), which was read the first time and referred to the committee on the judiciary.

Mr. Ash introduced a bill entitled "An act to empower and command the board of estimate and apportionment of the city of New York to provide funds for the purchase by the city of

New York of a suitable headquarters for the Williamsburgh Volunteer Firemen's Association" (Int. No. 999), which was read the first time and referred to the committee on affairs of cities.

Mr. Bedell introduced a bill entitled "An act to amend chapter 338 of the Laws of 1894, entitled 'An act relating to canals, constituting chapter 13 of the general law'" (Int. No. 1000), which was read the first time and referred to the committee on railroads.

Mr. Bourke introduced a bill entitled "An act to amend the Penal Code, relative to the protection of cities of the first and second class against fire" (Int. No. 1001), which was read the first time and referred to the committee on codes.

Mr. Bennet introduced a bill entitled "An act to amend section 239 of the Code of Civil Procedure, relative to causes for challenge to grand jurors" (Int. No. 1002), which was read the first time and referred to the committee on codes.

Mr. Doughty introduced a bill entitled "An act to amend the Greater New York Charter in relation to the use of markets" (Int. No. 1003), which was read the first time and referred to the committee on affairs of cities.

Mr. Fancher introduced a bill entitled "An act to amend the Consolidated School Law, in relation to an academy as the academic department of a union free school district" (Int. No. 1004), which was read the first time and referred to the committee on education.

Mr. Graeff introduced a bill entitled "An act to amend chapter 568 of the Laws of 1890, being chapter 19 of the general laws and known as the Highway Law" (Int. No. 1005), which was read the first time and referred to the committee on internal affairs.

Mr. Hammond introduced a bill entitled "An act to amend the Code of Civil Procedure in relation to real property of infants and incompetent persons" (Int. No. 1006), which was read the first time and referred to the committee on codes.

Mr. Hewitt introduced a bill entitled "An act to amend the Town Law, relating to the rental of rooms for the use of posts

of the Grand Army of the Republic" (Int. No. 1007), which was read the first time and referred to the committee on internal affairs.

Mr. Fowler introduced a bill entitled "An act to amend the Tax Law, in relation to the time of making assessment" (Int. No. 1008), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. McMillan introduced a bill entitled "An act relating to the treatment and care of female patients in hospitals and elsewhere, and for the protection of the honor and morality of such patients" (Int. No. 1009), which was read the first time and referred to the committee on general laws.

Mr. McQuade introduced a bill entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to the compensation of said commissioners and their continuation in office" (Int. No. 1010), which was read the first time and referred to the committee on affairs of cities.

Mr. Pendry introduced a bill entitled "An act to amend the Railroad Law, in relation to the issuing of transfer tickets on street surface railroads in Kings county" (Int. No. 1011), which was read the first time and referred to the committee on railroads.

Mr. Rogers introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the exemption from jury duty of telegraph operators" (Int. No. 1012), which was read the first time and referred to the committee on codes.

Mr. Rogers introduced a bill entitled "An act to amend the Real Property Law, in relation to future estates" (Int. No. 1013), which was read the first time and referred to the committee on the judiciary.

Mr. Wainwright introduced a bill entitled "An act to provide for the division of the expense of acquiring title to, and widen-



ing and improving White Plains avenue in the borough of the Bronx, city of New York, between the owners of the property deemed benefited thereby, and the city of New York " (Int. No. 1014), which was read the first time and referred to the committee on affairs of cities.

Mr. Leggett introduced a bill entitled "An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (Int. No. 1015), which was read the first time and referred to the committee on the judiciary.

Mr. McCullough introduced a bill entitled "An act to amend the Public Health Law, and to incorporate therein the statutes relating to dental societies" (Int. No. 1016), which was read the first time and referred to the committee on public health.

Mr. James E. Smith introduced a bill entitled "An act providing that the fire commissioner of the city of New York in his discretion may reappoint Timothy J. Coughlan, an ex-engineer of steamer of the city of New York, who resigned from said fire department August 1, 1900" (Int. No. 1017), which was read the first time and referred to the committee on affairs of cities.

Mr. Weekes introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section 1, article 6 of the Constitution, relating to the increase or decrease of the number of justices of the Supreme Court by the Legislature" (Int. No. 1018), which was read the first time and referred to the committee on the judiciary.

Mr. Reynolds introduced a bill entitled "An act to amend the charter of the city of Rensselaer" (Int. No. 1019), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Daly introduced a bill entitled "An act to amend the Penal code by adding a new section thereto, defining the duties of parties to accidents, and of certain public officers, in securing the names of witnesses, in cases of accidents" (Int. No. 1020),



which was read the first time and referred to the committee on codes.

Mr. Sanders introduced a bill entitled "An act to amend the Insurance Law, in relation to insurance upon the lives of minors" (Int. No. 1021), which was read the first time and referred to the committee on insurance.

By unanimous consent,

Mr. Townsend introduced a bill entitled "An act to incorporate the Edgewater fire department in the borough of Richmond" (Int. No. 1022), which was read the first time.

On motion of Mr. Townsend, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

Mr. Apgar introduced a bill entitled "An act to amend the Village Law" (Int. No. 1023), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Fitzgerald introduced a bill entitled "An act to amend chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies,' in relation to license fees" (Int. No. 1024), which was read the first time and referred to the committee on general laws.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Phipps, Int. No. 567, entitled "An act making an appropriation for the Western House of Refuge for Women" (No. 637), reported in favor of the passage of the following substitute bill:

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Cadin, Int. No. 223, entitled "An act to provide for the construction of a new iron bridge over the Oswego canal at Nort Salina street in the city of Syracuse, and making an appropriation therefor" (No. 265),

reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 3, strike out the words "thirty-two" and insert the word "twenty-seven."

Same page, line 4, after the word "dollars" insert the following: "And the Syracuse rapid transit railway company shall deposit, in like manner, the sum of ten thousand dollars, both said sums."

Page 2, lines 3 and 4, strike out the word "thirty-two" and insert the word "twenty-seven."

Same page, line 10, strike out the word "thirty-two" and insert the word "twenty-seven."

Same page, line 11, after the word "Syracuse" insert a comma and the following: "the sum of ten thousand dollars has been deposited by the Syracuse rapid transit railway company."

Same page, same line, after the word "nor" insert a comma.

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Nye, Int. No. 505, entitled "An act for repairing and reconstructing the banks and channels of Glen creek, in the village of Watkins, and making an appropriation therefor" (No. 564), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 6, after the word "canal" insert a period, and strike out balance of lines 7 and 8 to the word "The."

Page 2, line 11, strike out the word "dam" and insert the word "work."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Langhorst, Int. No. 267, entitled "An act making an appropriation for repairing and enlarging the State armory heretofore erected for the use of

the Forty-seventh regiment, National Guard of the State of New York " (No. 285), reported in favor of the passage of the following substitute bill:

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Graeff, Int. No. 665, entitled "An act to authorize the Comptroller of the State to hear and determine the application of the successors in title of the Adirondaek Railway Company for cancellation of the tax sales of lot No. 33, in Township 45, Totten and Crossfield's Purchase, Essex county, for unpaid taxes " (No. 780), reported in favor of the passage of the same with the following amendment:

Page 2, line 3, after the word " sale " change period to a comma and insert the words " within the time prescribed by law."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Griffith, Int. No. 761, entitled "An act making an appropriation for the State Custodial Asylum for Feeble-Minded Women at Newark " (No. 908), reported in favor of the passage of the same, with the following amendments:

Page 1, line 6, after the word " dollars " strike out all down to and including the word " dollars " in line 7.

Same page, line 10, strike out the words " one thousand " and insert in lieu thereof the words " five hundred."

Page 2, line 2, strike out the words " three " and " for cottage B, C and E."

Same page, same line, strike out the word " seven " and insert in lieu thereof the word " five."

Same page, line 3, strike out the word " fifty."

Same page, line 4, strike out the word "eight" and insert the word "five."

Same page, line 9, strike out the word "eighty-five" and insert in lieu thereof the word "seventy-six."

Same page, line 22, strike out all of line 22 and remainder of bill and insert the following: "And where the object for which the appropriation is made shall have been fully accomplished for a less sum than the amount above specified any unexpended balance shall be applicable to the completion of any of the other specific purposes in case that after due advertisement no bid shall have been received within the amount above specifically appropriated."

"§ 2. The plans and specifications for the work authorized by this act shall be subject only to the approval of the board of managers and of the governor as to new buildings, and subject only to the approval of the board of managers and state architect as to repairs and additions. The state architect shall prepare the necessary drawings and specifications and shall supervise and control, as architect, all work of construction, additions, alterations or improvements to buildings or plant, authorized by this act. The work under this act shall be done by contract, except work, which in the opinion of the state comptroller and the state architect, can be done in whole or in part more advantageously by the employment of inmates or civilian labor, either or both, and the purchase of material in the open market, but no compensation shall be allowed for inmate labor. All expenditures under this act shall be made pursuant to estimates or pursuant to contracts the form of which shall be prescribed by the state architect. The estimates shall be made to the comptroller in the usual form by the board of managers. Where the work estimated for is from drawings and specifications of the state architect, the estimates shall be subject to his approval also. No item of said appropriation shall be available, except for advertising, unless a contract or contracts, or estimate or estimates, therefor shall have been first made for the completion thereof within the appropriation therefor. All contracts in an amount greater than one thousand dollars shall have the performance thereof secured by sufficient bond or bonds, said bond or bonds to be approved by and filed with the comptroller. All contracts in an amount less than one thousand dollars need have no surety bond, provided payment is to be made only after the work is completed and approved. All payments on contracts shall be made on the certificate of the state architect and the voucher of the board of managers after audit by the comptroller. All original bids or proposals, with abstract thereof, shall accom-



pany the copy of the contract which is to be filed with the comptroller. Moneys herein appropriated shall only be advanced to the board of managers as the work progresses or the purchase of material is made and upon bills duly certified, rendered and audited.

“§ 3. This act shall take effect immediately.”

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Conkling, Int. No. 872, entitled “An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture” (No. 1074), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 902, entitled “An act to amend the Insanity Law, relating to the deposit of money and purchases on credit” (No. 1125), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Lewis, Int. No. 346, entitled “An act to provide for acquiring the site of Fort Brewerton in the town of Hastings, Oswego county, and making an appropriation therefor” (No. 363), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 80, entitled “An act making an appropriation for the salaries of mechanics employed by the State Inspector of Gas Meters in pursuance of law, and supplying deficiencies in former appropriations” (No. 24), reported in favor of the

passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was recommitted the bill introduced by Mr. Plank, Int. No. 800, entitled "An act to amend section 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals'" (No. 970), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wilson, Int. No. 85, entitled "An act to amend chapter 49 of the general laws, known as the Lien Law, relating to conditional sales" (No. 1086), reported in favor of the passage of the same, with the following amendment:

Page 4, line 27, after the word "effect" strike out the word "immediately" and insert in lieu thereof the words "September first nineteen hundred two."

JAMES T. ROGERS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Landon, Int. No. 830, entitled "An act to legalize the proceedings of the board of supervisors of the county of Dutchess, relative to the election of a new county house in said county and the issuance of county bonds therefor" retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendment:

In the title after the word "therefor" strike out "period" and insert a "comma" also add the words "and to provide for the payment of said bonds and the interest thereon."

JAMES T. ROGERS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and restored to its place on the order of third reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Bennet, Int. No. 13, entitled "Concurrent resolution proposing an amendment to section 9 of article 5 of the Constitution, relating to civil service appointments and promotions" (No. 13), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 9, after the word "war" strike out the words "or in the late Spanish-American war."

Page 2, line 2, after the word "made" insert a "semicolon" and add the words "and that subject to the prior preference accorded to honorably discharged soldiers and sailors from the army and navy of the United States in the late civil war, honorably discharged soldiers and sailors from the army and navy of the United States in the late Spanish-American war, who at the time of their several enlistments were citizens of this state shall be entitled to a like preference in appointment and promotion."

JAMES T. ROGERS,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Bradley, Int. No. 624, entitled "An act to guard against fraud or injustice in use of voting machines" (No. 703), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 6, after the word "in" strike out the word "any" and insert in lieu thereof the word "the."

Same page, same line, after the word "city" strike out the words "or village" and insert the words "of Buffalo."

Same page, line 11, after the word "within" strike out the word "such" and insert the word "said."

Page 2, line 1, after the word "city" strike out the words "or president of such village."

Same page, line 2, after the word "mayor" strike out the words "or president."

Same page, line 4, after the word "mayor" strike out the words "or the president."

Same page, lines 9 and 10, strike out the words "or president."

Page 3, line 12, after the word "mayor" strike out the words "or the president of the," and insert the words "of said."

Same page, same line, after the word "city" strike out the word "or" and the word "village" on the next line.

Same page, line 14, strike out the words "village or" and insert the word "said."

Same page, line 18, after the word "of" strike out the word "the" and insert the word "said."

Same page, lines 18 and 19, after the word "city" strike out the words "or president of the village."

Same page, line 21, strike out the words "their city or village" and insert the words "said city."

Same page, line 22, after the word "by" strike out the words "each village and" and insert the word "said."

Same page, line 24, after the word "in" strike out the word "each" and insert the word "said."

Same page, same line, after the word "city" strike out the words "and village."

JAMES T. ROGERS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Dusenbery, Int. No. 906, entitled "An act to repeal section 13 of chapter 186 of the Laws of 1817, entitled 'An act to incorporate the Cohecton Bridge Company,' and to authorize the stockholders of said bridge company to increase the capital stock thereof and to construct an iron bridge" (No. 1137), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. O'Brien, Int. No. 820, entitled "An act to legalize the incorporation and the acts of the Erie View Cemetery Association of Clintonville, in the



county of Clinton" (No. 996), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Knipp, Int. No. 845, entitled "An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds by the town of Southport in said county" (No. 1029), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Audett, Rec. No. 111, entitled "An act to legalize and confirm certain acts of notaries public" (No. 468), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Wilson, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Wilson, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hanford	Morgan	Ross
Adler	Daly	Haviland	Neville	Ruehl
Ahern	Darrison	Hewitt	Newcomb	Salyerds
Allds	Day	Hoadley	Nye	Sanders
Allen F E	Davis G	Hooker	O'Brien	Scanlon
Allen J A	Davis M	Hughes	O'Malley	Schneider
Allston	Dickey	Keenan	Orr	Seymour

Ash	Dickinson	Kelsey	Outterson	Sherer
Baldwin	Doll	Knipp	Oxford	Sloane
Barrett	Doughty	Landon	Palmer	Smith G H
Bennet	Duer	Langhorst	Patchin	Smith J E
Bordwell	Duross	Leggett	Patton	Smith J T
Blackwell	Dusinbery	Lewis	Payne	Snyder
Bourke	Egan	Litthauer	Pendry	Stevens
Brill	Fancher	Manee	Phillips	Stiles
Brooks	Ferre	Mansfield	Phipps	Sulzberger
Burke	Finch	Marsen	Plank	Townsend
Burnett	Fisher	McAdam	Platt	Traub
Burns	Fitzgerald	McCullough	Prince	Treat
Cadin	Fitzp'ek J H	McInerney	Rainey	Ulmann
Candee	Fitzp'ek W P	McKeown	Reeve	Wainwright
Colby	Fowler	McMillan	Reilley	Weber
Conkling	Fuller	McNair	Remsen	Weekes
Cook	Gardiner	McQuade	Reynolds	Williams
Coon	Grady	Meeks	Richter	Wilson
Costello	Gracff	Merritt	Rider	Wolf
Cotton	Griffith	Monroe	Robinson	Woody
Coughtry	Hammond	Moran	Rogers	Yale
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1103) entitled "An act to amend chapter 261 of the Laws of 1885 as amended by chapter 761 of the Laws of 1895, entitled 'An act in relation to the management of the Albany penitentiary'" (Int. No. 880), reported the same with the following recommendations:

Page 1, line 2, strike out the words "as amended by."

Same page, line 3, strike out all of said line.

Same page, line 4, strike out the words "hundred and ninety-five."

Same page, same line, strike out the word "being" and insert the word "entitled."

Same page, line 5, after the word "penitentiary" insert the following: "As amended by chapter seven hundred and sixty-one of the laws of eighteen hundred and ninety-five."

Page 2, line 6, strike out all underscoring from said line.

Same page, lines 7 and 8, strike out all underscoring from said lines.

Same page, line 9, strike out underscoring from the words "salaries and duties."

Page 3, line 9, after the word "any" insert the words "of the penitentiary during the past year, and the average earnings."

Amend the title to read as follows: "An act to amend chapter two hundred and sixty-one of the laws of eighteen hundred and eighty-five, entitled 'An act in relation to the management of the Albany penitentiary,' relative to the salary of the keeper of said penitentiary."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend the Greater New York Charter, in relation to the authority of the fire commissioner to retire captains of fire boats." (No. 238, Int. No. 238.)

"An act to amend chapter 522 of the Laws of 1899, entitled 'An act in relation to an assessment for the grading, construction and improvement of Surf avenue in the city of New York, late town of Gravesend, Kings county,' in relation to the refund of portions of the assessment." (No. 781, Int. No. 666.)

"An act to amend section 3326 of the Code of Civil Procedure, in relation to jurors' fees in Justice's Court." (No. 226, Int. No. 211.)

"An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations." (No. 863, Int. No. 442.)

Ordered, That said bills be engrossed for a third reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Colby, Int. No. 852, entitled "An act to amend the Penal Code relative to the manufacture of gunpowder and other explosives" (No. 1055), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Dooling, Int. No. 216, entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (No. 1127), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 98, entitled "An act to amend section 1774 of the Code of Civil Procedure, relating to the judgment in certain matrimonial actions" (No. 423), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 79, entitled "An act amending the Code of Civil Procedure by inserting therein a new section to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State" (No. 382), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Dowling, Rec. No. 160, entitled "An act to amend chapter 377 of the Laws of 1896, entitled 'An act in relation to benevolent orders, constituting chapter 44 of the general laws,' by adding to the orders therein specified councils of the Knights of Columbus" (No. 597), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Hanford, Int. No. 877, entitled "An act to amend section 1 of chapter 754 of the Laws of 1895, entitled 'An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correc-



tional and reformatory institutions wholly or partly under private control, for care, support and maintenance,' in relation to payments by villages and towns to hospitals in adjoining States" (No. 1078), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Lewis, from the committee on canals, to which was referred the bill introduced by Mr. Weekes, Int. No. 330, entitled "An act making provision for issuing bonds to the amount of not to exceed \$28,800,000 for the improvement of the Erie canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902" (No. 347), reported in favor of the passage of the following substitute bill:

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Sulzberger, Int. No. 274, entitled "An act to prevent discrimination by street or elevated corporations against persons carrying receptacles for tools or packages" (No. 292), reported in favor of the passage of the same with the following amendment:

Page 1, line 4, after the word "carrying" strike out the article "a" and in place thereof insert the words "an enclosed."

LOUIS BEDELL,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. McMillan, Int. No. 891, entitled "An act to amend chapter 209 of the Laws of 1893, entitled 'An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam and to acquire the necessary franchises for those

purposes" (No. 1114), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Wainwright, Int. No. 868, entitled "An act in relation to Beach avenue, Oak avenue and Woodbine avenue in the village of Larchmont, Westchester county, State of New York" (No. 1071), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 519, entitled "An act to amend the Railroad Law in relation to percentage of gross receipts to be paid in cities or villages; report of officers" (No. 580), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Wainwright, Int. No. 865, entitled "An act in relation to the Boston Post road, Railroad avenue, North street and the Old Boston Post road, in the town of Rye, county of Westchester and State of New York" (No. 1068), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Palmer, Int. No. 740, entitled "An act to amend chapter 109 of the Laws of 1897, entitled 'An act to extend the time for the Davenport, Middleburgh and Durham Railroad Company to begin the construction of its road and expend thereon 10 per cent. of its capital and finish and put the same in operation,' by further extension of time" (No. 873), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hewitt	Neville	Salyerds
Adler	Darrison	Higgins	Newcomb	Scanlon
Ahern	Davis G	Hoadley	Nye	Schneider
Allds	Davis M	Hooker	O'Malley	Seymour
Allen J A	Dickey	Hughes	Orr	Sherer
Allston	Dickinson	Kelsey	Outterson	Sloane
Apgar	Doll	Knipp	Palmer	Smith C W
Baldwin	Doughty	Landon	Patchin	Smith G H
Barrett	Duer	Langhorst	Patton	Smith J E
Bedell	Duross	Leggett	Payne	Smith J T
Bennet	Dusinbery	Lewis	Phillips	Snyder
Bordwell	Egan	Litthauer	Phipps	Stevens
Bourke	Fancher	Mancee	Plank	Stiles
Brill	Ferre	Mansfield	Platt	Sulzberger
Burke	Finch	Marson	Rainey	Townsend
Burns	Fisher	McAdam	Reeve	Traub
Cadin	Fitzgerald	McCullough	Reilley	Treat
Candee	Fitzp'ek J H	McInerney	Remsen	Wainwright
Chambers	Fitzp'ek W P	McMillan	Reynolds	Weber
Conkling	Fuller	McNair	Richter	Weckes
Cook	Gardiner	McQuade	Rider	Williams
Coon	Grady	Meeks	Robinson	Wilson
Costello	Griffith	Merritt	Rogers	Wolf
Coughtry	Hammond	Monroe	Ross	Woody
Cowan	Hanford	Moran	Ruehl	Yale
Dale	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Leggett, Int. No. 208,

entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations" (No. 223), reported in favor of the passage of the same, with the following amendments:

Page 1, line 6, strike out the word "city" and after the word "treasurer" in said line insert the words "of the fire department of said city."

Page 3, strike out all of line 2 after the word "paid", all of lines 3 and 4 down to and including the word "established" and insert in place thereof the following: "Ten per centum thereof to the firemen's association of the state of New York as provided by section one hundred thirty-three of the general insurance law and the balance thereof to the volunteer fire companies of said city of Niagara Falls in such proportions as the Niagara Falls volunteer fireman's association shall order and direct until they are disbanded, and after their disbandment said balance shall be paid to the treasurer of the exempt fireman's association of the city of Niagara Falls, instead of the fire department of said city and shall be the property of and for the use of the exempt fireman's association of the city of Niagara Falls and shall be applicable to the purposes for which such association is established."

W. L. COUGHTRY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Palmer, Int. No. 771, entitled "An act to amend section 2 of chapter 155 of the Laws of 1868, being an act entitled 'An act to incorporate the Schoharie and Schenectady County Farmers' Mutual Fire Insurance Association'" (No. 918), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. McKeown, Int. No. 443,



entitled "An act to incorporate the Fidelity Mutual Title Insurance Company" (No. 492), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Wainwright, Int. No. 939, entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester,' relative to assessments and street improvements" (No. 1181), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Patton, Int. No. 895, entitled "An act to amend chapter 562 of the Laws of 1896, entitled 'An act to revise the charter of the village of Alden,' in relation to the powers of treasurer" (No. 1118), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of third reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Fowler, Int. No. 40, entitled "An act to amend section 6 of article 1 of title 2 of chapter 556 of the Laws of 1894, entitled 'An act to revise, amend and consolidate the General Code relating to public instruction,' relative to the distributive portion of each district quota" (No. 40), reported in favor of the passage of the following substitute bill:

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the Senate bill introduced by Mr. Stewart, Rec. No. 133, entitled "An act to authorize Union School District No. 8 of the town of Groton to issue bonds for the purpose of paying bonds issued by said district for the purpose of building a

schoolhouse, and falling due April 1, 1903" (No. 595), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Fowler, Int. No. 921, entitled "An act to amend chapter 34 of the Laws of 1858, entitled 'An act to make School District No. 9, in the town of Pomfret a union free school district,' in relation to the powers of the board of education, and the compensation of officers" (No. 1152), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Apgar, Int. No. 851, entitled "An act to legalize the establishment of Union Free School District No. 9, in the town of Mount Pleasant, county of Westchester, and the acts of the board of trustees thereof" (No. 1034), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. G. Davis, from the committee on public lands and forestry, to which was committed the bill introduced by Mr. G. Davis, Int. No. 574, entitled "Concurrent resolution proposing amendment to section 7 of article 7 of the Constitution relating to the forest preserve" (No. 646), reported in favor of the passage of the same with the following amendment:

Page 2, strike out lines 7 to 15 and insert in lieu thereof the following: "The prohibition to lease herein contained shall not apply to camp sites, but no camp site shall exceed two acres in extent. Not more than two hundred and fifty feet of shore line on any lake or river shall be leased to any one lessee nor shall more than one-half of such shore line nor more than one-half of any island be leased. Leases shall not be made for a longer period than twenty years. They shall be sold to the highest bidder and shall not grant any exclusive hunting or fishing privilege nor permit the inclosure of lands with a fence nor contain any restriction of the right of the public to cross

the premises. Between each two camp sites there shall be at least two hundred and fifty feet of shore line which shall not be leased."

G. DAVIS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. C. W. Smith, Int. No. 673, entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon" (No. 788), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, insert new section 2, which shall read as follows:

"§ 2. No award shall be made or judgment rendered herein against the state, unless the facts proved shall make out a case against the state which would create a liability were the same established in a court of law or equity against an individual or corporation. And in case such liability shall be satisfactorily established, then the court of claims shall award to and render judgment for the claimant for such sum or sums as shall be just and equitable, notwithstanding the lapse of time since the accruing of such claims, provided the claims hereunder are filed with the court of claims within one year after the passage of this act."

Same page, insert new section 3, which shall read as follows:

"§ 3. This act shall take effect immediately."

H. WILSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. C. W. Smith, Int. No. 803, entitled "An act to amend the Forest, Fish and Game Law relative to taking woodcock in certain counties" (No. 972), reported in favor of the passage of the same with the following amendments:

Page 1, lines 8 and 9, place brackets around the words "in the county of Oneida from November sixteenth to August thirty-first, both inclusive."

Page 2, line 1, place brackets around the words "Clinton, Essex."

E. M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Doughty, Int. No. 412, entitled "An act to amend the Forest, Fish and Game Law, in relation to pollution of streams" (No. 454), reported the same with the following amendments, and request that said bill be recommitted to said committee.

Page 2, line 2, place brackets around the word "any" and insert the word "salt" before the word "water."

E. M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Marson, Int. No. 386, entitled "An act to amend the Forest, Fish and Game Law, in relation to woodcock and grouse" (No. 1090), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. McKinney, Rec. No. 155, entitled "An act to amend the Forest, Fish and Game Law in relation to the taking or possession of plover and other birds" (No. 548), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.



Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Williams, Int. No. 943, entitled "An act to amend the Forest, Fish and Game Law in relation to nets in Chaumont bay and adjacent waters" (No. 1185), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Williams, Int. No. 942, entitled "An act to amend the Forest, Fish and Game Law in relation to nets in Lakes Ontario and Erie" (No. 1184), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Williams, Int. No. 944, entitled "An act to amend the Forest, Fish and Game Law relative to the taking of wild birds" (No. 1186), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Seymour, Int. No. 913, entitled "An act to repeal section 72 of the Forest, Fish and Game Law, relating to fishing in Lake Champlain" (No. 1144), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 42, entitled "An act to amend the Forest, Fish and Game Law, relative to powers of game protectors" (No. 243), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. McMillan, from the committee on printed and engrossed

bills, reported as correctly printed or engrossed the following entitled bills:

“An act to amend section 52 of chapter 105 of the Laws of 1891, entitled ‘An act to revise the charter of the city of Buffalo,’ in relation to the executive department” (No. 1123, Int. No. 990.)

“An act to authorize a further appropriation for the maintenance of the American Museum of Natural History in the Central Park of the city of New York.” (No. 1120, Int. 897.)

“An act to amend sections 1 and 15 of chapter 84 of the Laws of 1886, entitled ‘An act to incorporate the city of Jamestown,’ in relation to the powers of the police, and the care of the indigent sick.” (No. 1168, Int. 814.)

“An act to amend chapter 686 of the Laws of 1894, entitled ‘An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau,’ relative to public highways in the counties of Queens and Nassau.” (No. 1159, Int. No. 784.)

“An act to amend chapter 26 of the Laws of 1885, relative to powers and duties of marshals of the Municipal Court of the of the city of Syracuse.” (No. 1162, Int. No. 692.)

“An act to amend the Consolidated School Law, in relation to collector’s notice to taxpayers. (No. 1169, Int. No. 654.)

“An act to amend chapter 292 of the Laws of 1894, entitled ‘An act to consolidate “The Mohawk and Hudson River Humane Society” and “The Mohawk and Hudson River Humane Society for the Prevention of Cruelty to Animals,” by consolidating therewith “The Rensselaer County Society for the Prevention of Cruelty to Children,” and defining the powers of the consolidated corporation.’” (No. 1170, Int. No. 753.)

“An act making an appropriation for the construction, completion, equipment and repair of certain buildings and improvements to grounds of the New York State Soldiers’ and Sailors’ Home at Bath.” (No. 1101, Int. No. 192.)

“An act to amend the Forest, Fish and Game Law, in relation to fishing for non-game fish in Cayuga lake and tributary streams.” (No. 1088, Int. No. 284.)

"An act to amend the Forest, Fish and Game Law, relative to nets in Hudson and Delaware rivers and adjacent waters." (No. 1096, Int. No. 603.)

"An act to amend the Forest, Fish and Game Law, relative to the protection of oyster and clam beds." (No. 1098, Int. No. 785.)

"An act to authorize the comptroller of the city of New York, in his discretion, to examine into the facts concerning the services rendered by Henry Beer, Jr., as janitor, in connection with the Manual Training High School in the borough of Brooklyn, city of New York." (No. 1049, Int. No. 465.)

"An act to amend the Forest, Fish and Game Law, relating to the close season for deer in the county of Sullivan." (No. 1097, Int. No. 701.)

"An act to amend the Revised Statutes relative to the parole of prisoners from State prisons and the Eastern New York Reformatory." (No. 1051, Int. No. 512.)

"An act to amend section 50 of the Banking Law, relative to annual meetings and election of directors." (No. 1046, Rec. No. 105.)

"An act to amend the Greater New York Charter in relation to the authority of the fire commissioner to retire captains of fire boats." (No. 238, Int. No. 238.)

"An act to amend chapter 522 of the Laws of 1899, entitled 'An act in relation to an assessment for the grading, construction and improvement of Surf avenue in the city of New York, late town of Gravesend, Kings county,' in relation to the refund of portions of the assessment." (No. 781, Int. No. 666.)

Mr. Palmer offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 657) entitled "Concurrent resolution to amend the State Constitution with reference to additional judges of the Supreme Court, and assignment of judges of said court" (Int. No. 585), and that said bill be placed on the order of second reading.

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Palmer, and it was determined in the negative.

{ AYES 32 }  
{ NOES 79 }

Those who voted in the affirmative, were

Baldwin	Daly	Fitzgerald	McKeown	Sanders
Barrett	Day	Fitzp'ck J H	Neville	Scanlon
Bordwell	Dickey	Fitzp'ck W P	Palmer	Sloane
Bourke	Dooling	Grady	Prince	Smith J E
Bradley	Doll	Litthauer	Richter	Sulzberger
Burns	Egan	McCullough	Rider	Ulmann
Dale	Ferre			

Those who voted in the negative, were

Adams	Cook	Hanford	Morgan	Ruehl
Adler	Coon	Haviland	Newcomb	Salyerds
Ahern	Costello	Hoadley	Nye	Schneider
Allds	Cotton	Hooker	O'Brien	Seymour
Allston	Coughtry	Kelsey	O'Malley	Smith C W
Apgar	Cowan	Knipp	Patchin	Smith J T
Ash	Darrison	Landon	Pendry	Stevens
Bedell	Davis M	Langhorst	Phillips	Stiles
Blackwell	Dickinson	Leggett	Phipps	Townsend
Brill	Doughty	Mansfield	Platt	Wainwright
Brooks	Dusinbery	Marson	Rainey	Weber
Cadin	Fuller	McMillan	Reeve	Williams
Candee	Gardiner	McNair	Remsen	Wilson
Chambers	Graeff	McQuade	Reynolds	Woody
Colby	Griffith	Monroe	Rogers	Yale
Conkling	Hammond	Moran	Ross	

Mr. Burke offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 806) entitled "An act to provide for the inspection of freight and passenger cars" (Int. No. 689), and that said bill be referred to the committee on ways and means.



Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Mr. Darrison, from the committee on public printing, to which was referred the resolution relative to the additional copies of the annual report of the Superintendent of Public Buildings for 1901, introduced by Mr. Coughtry, reported in favor of the adoption of the same, amended to read as follows:

Resolved, That there be printed five hundred additional copies of the annual report of the Superintendent of Public Buildings for the year nineteen hundred and one, four hundred to be bound in cloth, one hundred to be bound in leather, for the use of the Superintendent of Public Buildings.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative were

Adams	Cotton	Graeff	Merritt	Rogers
Adler	Coughtry	Griffith	Monroe	Ross
Ahern	Dale	Hammond	Moran	Ruehl
Allds	Daly	Hanford	Morgan	Salverds
Allen F E	Darrison	Haviland	Newcomb	Sanders
Allen J A	Day	Hoadley	Nye	Schneider
Allston	Davis G	Hooker	O'Brien	Seymour
Apgar	Davis M	Hughes	O'Malley	Sherer
Ash	Dickey	Keenan	Orr	Sloane
Baldwin	Dickinson	Kelsey	Oxford	Smith G H
Barrett	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bourke	Duer	Langhorst	Payne	Stevens
Bradley	Duross	Leggett	Pendry	Stiles
Brill	Dusinbery	Lewis	Phillips	Townsend
Brooks	Egan	Litthauer	Phipps	Treat
Burke	Fancher	Manee	Platt	Ulmann
Burnett	Ferre	Mansfield	Prince	Wainwright
Burns	Finch	Marson	Rainey	Weber
Cadin	Fisher	McAdam	Reeve	Weekes

Candee	Fitzp'ck J H	McCullough	Reilley	Williams
Colby	Fitzp'ck W P	McInerney	Remsen	Wilson
Conkling	Fowler	McMillan	Reynolds	Wolf
Cook	Fuller	McNair	Richter	Woody
Coom	Gardiner	McQuade	Rider	Yale
Costello	Grady	Meeks	Robinson	

Mr. Darrison, from the committee on public printing, to which was referred the resolution relative to printing of copies of the list of butter and cheese factories of 1900 and also copies of the report of Veranus A. Moore, bacteriologist, on "Bacteria in Milk," reported in favor of the adoption of the following resolution:

Resolved, That there be printed three thousand additional copies of "The List of Butter and Cheese Factories in the State of New York, together with Amount of Product and a Summary by Counties and Towns for the Season of 1900," as reported by the Commissioner of Agriculture; also five thousand copies of the report by Veranus A. Moore, bacteriologist and pathologist at Cornell University, on "Bacteria in Milk," as submitted to the Legislature by the Commissioner of Agriculture in his ninth annual report.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Morgan	Ruehl
Adler	Cowan	Haviland	Neville	Salyerds
Ahern	Dale	Hewitt	Newcomb	Sanders
Alds	Daly	Higgins	Nye	Scanlon
Allen F E	Darrison	Hoadley	O'Brien	Schneider
Allen J A	Day	Hughes	O'Malley	Seymour
Allston	Davis G	Keenan	Orr	Sherer
Appar	Davis M	Kelsey	Outterson	Smith C W
Ash	Dickinson	Knipp	Palmer	Smith G H
Baldwin	Dooling	Lally	Patchin	Smith J E
Bedell	Doll	Langhorst	Patton	Smith J T
Bennet	Doughty	Leggett	Payne	Snyder

Bordwell	Duer	Lewis	Pendry	Stevens
Bourke	Dunsinbery	Litthauer	Phillips	Stiles
Bradley	Egan	Mancee	Phippis	Sulzberger
Brill	Fancher	Mansfield	Plank	Traub
Brooks	Ferre	Marson	Platt	Treat
Burke	Finch	McAdam	Prince	Ulmann
Burnett	Fisher	McCullough	Rainey	Wainwright
Burns	Fitzgerald	McInerney	Reeve	Weber
Cadin	Fitzp'ck J H	McKeown	Remsen	Weekes
Candee	Fitzp'ck W P	McNair	Reynolds	Williams
Colby	Fowler	McQuade	Richter	Wilson
Conkling	Fuller	Meeks	Rider	Wolf
Cook	Gardiner	Merritt	Robinson	Woody
Coon	Grady	Monroe	Rogers	Yale
Costello	Griffith	Moran	Ross	

The bill (No. 919) entitled "An act to amend the Town Law and to repeal section 101 thereof, relating to division fences" (Int. No. 772), having been announced for a third reading.

Mr. Patchin moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

Page 1, line 8, after the word "land" insert the words "unless such tracts lying on each side of the division line are unimproved timber lands."

Page 2, strike out all of section 2 and insert the following:  
 "§ 2. Section one hundred and one of such chapter is hereby amended to read as follows:

"§ 101. When lands may lie open.—When the owner of unimproved timber lands situated in a county containing any portion of the forest preserve shall choose to let them lie open, he shall serve upon the owners of the adjoining lands a written notice to that effect, and thereafter the owners of such adjoining lands shall not be liable in any action or proceedings for any damages done by animals lawfully upon their premises going upon the lands so lying open or upon any other lands of the owner thereof through such lands so lying open. The owner of any lands so lying open, may have the same enclosed, by giving written notice to that effect to the owners or occupants of the adjoining lands, and shall refund to such owners or occupants a just proportion of the value of any division fence made and maintained by them, or if no fence has been so made or maintained upon the line or any part of it he shall build and maintain his proportion of such division fence.'"

Amend the title by striking out the words "and to repeal section one hundred and one thereof."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Doughty, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 496) entitled "An act relating to the will and codicils thereto of Catherine Louisa Power, deceased, and providing for the execution of certain provisions thereof" (Rec. No. 109), having been announced for a third reading,

On motion of Mr. Allds, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 1043) entitled "An act to amend section 439 of the Code of Civil Procedure relative to papers upon which orders of publication may be made" (Int. No. 470), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 4 }

Those who voted in the affirmative, were

Adams	Dickey	Knipp	O'Malley	Sanders
Adler	Dickinson	Lally	Orr	Scanlon
Ahern	Doll	Landon	Outterson	Schneider
Allds	Doughty	Langhorst	Oxford	Seymour
Allen F E	Duer	Leggett	Palmer	Sherer
Allen J A	Duross	Lewis	Patchin	Sloane
Apgar	Dusinbery	Littlauer	Patton	Smith C W
Ash	Fancher	Manee	Payne	Smith G H
Barrett	Finch	Mansfield	Pendry	Smith J E
Bennet	Fisher	Marson	Phipps	Smith J T
Blackwell	Fitzgerald	McAdam	Plank	Snyder



Bordwell	Fitzp'ek W P	McCullough	Platt	Stevens
Bradley	Fuller	McInerney	Prince	Stiles
Brooks	Gardiner	McKeown	Rainey	Sulzberger
Burke	Graeff	McMillan	Reeve	Townsend
Burns	Griffith	McNair	Reilley	Traub
Candee	Hammond	McQuade	Remsen	Treat
Chambers	Hanford	Meeks	Reynolds	Ulmann
Conkling	Haviland	Merritt	Richter	Wainwright
Cook	Hewitt	Monroe	Rider	Weber
Costello	Higgins	Moran	Robinson	Weekes
Cotton	Hoadley	Neville	Rogers	Williams
Cowan	Hooker	Newcomb	Ross	Wilson
Daly	Hughes	Nye	Ruehl	Woody
Day	Keenan	O'Brien	Salyerds	Yale
Davis M				

Those who voted in the negative, were

Fowler      Kelsey      Morgan      Phillips

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1047) entitled "An act to amend section 2669 of the Code of Civil Procedure in relation to the appointment and authority of public administrator in Kings county" (Int. No. 66), having been announced for a third reading,

Mr. Morgan moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 2, line 24, bracket the words "resident in the state."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Morgan, and it was determined in the affirmative.

Mr. Weekes, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 935) entitled "An act to amend chapter 30 of the Laws of 1885, entitled 'An act to amend, revise and consolidate the several acts relating to the village of Oneonta, in the county of Otsego,' and the several acts amendatory thereof, in relation to indebtedness" (Int. No. 456), was read the third time, having



been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hewitt	Neville	Salyerds
Adler	Darrison	Higgins	Newcomb	Sanders
Ahern	Day	Hoadley	Nye	Scanlon
Allda	Davis G	Hooker	O'Brien	Schneider
Allen J A	Davis M	Hughes	O'Malley	Seymour
Apgar	Dickey	Keenan	Orr	Sherer
Ash	Dickinson	Kelsey	Outtersen	Sloane
Baldwin	Doll	Knipp	Oxford	Smith C W
Barrett	Doughty	Lally	Palmer	Smith G H
Bedell	Duer	Landon	Patchin	Smith J E
Benmet	Duross	Langhorst	Patton	Smith J T
Blackwell	Dusinbery	Leggett	Payne	Snyder
Bordwell	Egan	Lewis	Pendry	Stevens
Bourke	Fancher	Litthauer	Phillips	Stiles
Bradley	Ferre	Manee	Phipps	Sulzberger
Brooks	Fisher	Marson	Plank	Townsend
Burke	Fitzgerald	McAdam	Platt	Traub
Burnett	Fitzp'ck J H	McCullough	Prince	Treat
Burns	Fitzp'ck W P	McInerney	Reeve	Ulmann
Cadin	Fowler	McKeown	Reilley	Wainwright
Chambers	Fuller	McMillan	Remsen	Weber
Colby	Gardiner	McNair	Reynolds	Weekes
Conkling	Grady	McQuade	Richter	Williams
Cook	Graeff	Meeks	Rider	Wilson
Coon	Griffith	Merritt	Robinson	Wolf
Cotton	Hammond	Monroe	Rogers	Woody
Coughtry	Hanford	Moran	Ross	Yale
Cowan	Haviland	Morgan	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1089) entitled "An act to incorporate the Buffalo Zoological Society, and to provide for the establishment of a zoological garden in the city of Buffalo " (Int. No. 317), having been announced for a third reading,

On motion of Mr. O'Malley, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1161) entitled "An act to amend the Tax Law, so as to facilitate the review of erroneous assessments " (Int. No. 664), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Higgins	Morgan	Ruehl
Adler	Day	Hoadley	Neville	Salyerds
Ahern	Davis G	Hooker	Nye	Sanders
Allen F E	Davis M	Hughes	O'Brien	Scanlon
Allen J A	Dickey	Keenan	O'Malley	Schneider
Allston	Dooling	Kelsey	Orr	Seymour
Apgar	Doll	Knipp	Outtersen	Sherer
Ash	Doughty	Lally	Oxford	Sloane
Baldwin	Duer	Landon	Palmer	Smith C W
Barrett	Duross	Langhorst	Patchin	Smith G H
Bennet	Dusinbery	Leggett	Patton	Smith J E
Blackwell	Fancher	Lewis	Payne	Smith J T
Bourke	Ferre	Litthauer	Pendry	Snyder
Bradley	Finch	Manee	Phillips	Stevens
Brooks	Fisher	Mansfield	Phipps	Stiles
Burke	Fitzgerald	Marson	Plank	Sulzberger
Burnett	Fitzp'ck J H	McAdam	Prince	Townsend
Burns	Fitzp'ck W P	McCullough	Rainey	Traub
Cadin	Fowler	McInerney	Reeve	Treat
Candee	Fuller	McKeown	Reilley	Ulmann
Chambers	Gardiner	McMillan	Remsen	Wainwright

Conkling	Grady	McNair	Reynolds	Weber
Cook	Graeff	McQuade	Richter	Weekes
Costello	Griffith	Meeks	Rider	Williams
Cotton	Hammond	Merritt	Robinson	Wilson
Coughtry	Hanford	Monroe	Rogers	Woody
Cowan	Haviland	Moran	Ross	Yale
Dale	Hewitt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1083) entitled "An act to amend the Domestic Commerce Law, in relation to the size of apple, pear, quince and potato barrels" (Int. No. 86), having been announced for a third reading,

On motion of Mr. Blackwell, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1160) entitled "An act in relation to interpreters for the several courts in the county of Queens" (Int. No. 592), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 133 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hanford	Morgan	Salverds
Adler	Costello	Haviland	Neville	Sanders
Ahern	Cotton	Hewitt	Nye	Scanlon
Allds	Coughtry	Higgins	O'Brien	Schneider
Allen F E	Cowan	Hoadley	O'Malley	Seymour
Allen J A	Dale	Hughes	Orr	Sherer
Allston	Daly	Keenan	Oxford	Sloane
Apgar	Darrison	Knipp	Palmer	Smith C W
Ash	Day	Lally	Patchin	Smith G H
Baldwin	Davis G	Landon	Patton	Smith J E

Barrett	Davis M	Langhorst	Payne	Smith J T
Bedell	Dickey	Leggett	Phillips	Snyder
Bennet	Dickinson	Lewis	Phipps	Stevens
Blackwell	Dell	Litthauer	Plank	Stiles
Bordwell	Doughty	Manee	Platt	Sulzberger
Bourke	Duross	Mansfield	Prince	Townsend
Bradley	Egan	Marson	Reeve	Traub
Brill	Fancher	McAdam	Reilley	Treat
Burke	Ferre	McCullough	Remsen	Ulmann
Burnett	Fisher	McInerney	Reynolds	Wainwright
Burns	Fitzgerald	McKeown	Richter	Weber
Cadin	Fitzp'ck J H	McMillan	Rider	Weekes
Candee	Fowler	McNair	Robinson	Williams
Chambers	Fuller	Meeks	Rogers	Wilson
Colby	Gardiner	Merritt	Ross	Woody
Conkling	Graeff	Monroe	Ruehl	Yale
Cook	Hammond	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1165) entitled "An act to amend the Public Officers Law in relation to removals by the Governor" (Int. No. 769), having been announced for a third reading,

Mr. O'Malley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the Senate bill (No. 504) entitled "An act to amend the Public Officers Law in relation to removals by the Governor" (Rec. No. 149) and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a second reading,

On motion of Mr. O'Malley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. O'Malley, and by unanimous consent, said bill was substituted for Assembly bill No. 1165, Int. No. 769, same title and subject, now on the order of third reading.

On motion of Mr. O'Malley, and by unanimous consent, said bill was read the third time, having been printed and on the desks



of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ruehl
Adler	Cowan	Haviland	Morgan	Salyerds
Ahern	Dale	Hewitt	Neville	Sanders
Allds	Daly	Higgins	Newcomb	Scanlon
Allen F E	Darrison	Hoadley	Nye	Schneider
Allen J A	Day	Hooker	O'Brien	Seymour
Allston	Davis G	Hughes	O'Malley	Sherer
Apgar	Davis M	Keenan	Orr	Sloane
Ash	Dickey	Kelsey	Outterson	Smith C W
Baldwin	Dickinson	Knipp	Oxford	Smith G H
Barrett	Dooling	Lally	Palmer	Smith J E
Bennet	Doll	Landon	Patchin	Smith J T
Blackwell	Doughty	Langhorst	Patton	Snyder
Bordwell	Duer	Leggett	Payne	Stevens
Bourke	Duross	Lewis	Pendry	Stiles
Brill	Dusinbery	Litthauer	Phillips	Sulzberger
Brooks	Egan	Manee	Phipps	Townsend
Burke	Fancher	Mansfield	Plank	Traub
Burnett	Ferre	Marson	Platt	Treat
Burns	Fisher	McAdam	Prince	Ulmann
Cadin	Fitzgerald	McCullough	Rainey	Wainwright
Candee	Fitzp'ck J H	McInerney	Reilley	Weber
Chambers	Fitzp'ck W P	McKeown	Remsen	Weekes
Colby	Fowler	McMillan	Reynolds	Williams
Conkling	Fuller	McNair	Richter	Wilson
Cook	Gardiner	McQuade	Rider	Wolf
Coon	Grady	Meeks	Robinson	Woody
Costello	Griffith	Merritt	Rogers	Yale
Cotton	Hammond	Monroe	Ross	

In the negative,

Bradley

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.



The bill (No. 1164) entitled "An act to amend chapter 342 of the Laws of 1892, relative to practice and fees of jurors in the Municipal Court of the city of Syracuse" (Int. No. 747), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Moran	Ruehl
Adler	Coughtry	Haviland	Neville	Salverds
Ahern	Cowan	Hewitt	Newcomb	Sanders
Allds	Dale	Higgins	Nye	Scanlon
Allen F E	Daly	Hoadley	O'Brien	Schneider
Allen J A	Darrison	Hooker	O'Malley	Seymour
Allston	Day	Hughes	Orr	Sherer
Apgar	Davis G	Keenan	Outtersen	Sloane
Ash	Davis M	Kelsey	Oxford	Smith C W
Baldwin	Dickey	Knipp	Palmer	Smith G H
Barrett	Dooling	Lally	Patchin	Smith J E
Bedell	Doll	Landon	Payne	Smith J T
Bennet	Doughty	Leggett	Pendry	Snyder
Bordwell	Duer	Lewis	Phillips	Stevens
Bourke	Duross	Litthauer	Phipps	Stiles
Bradley	Dusinbery	Manee	Plank	Sulzberger
Brill	Egan	Mansfield	Platt	Traub
Brooks	Fancher	Marson	Prince	Treat
Burke	Ferre	McAdam	Rainey	Ulmann
Burnett	Finch	McCullough	Reeve	Wainwright
Burns	Fisher	McInerney	Reilly	Weber
Cadin	Fitzgerald	McKeown	Remsen	Weekes
Candee	Fitzp'ek W P	McMillan	Reynolds	Williams
Chambers	Fuller	McNair	Richter	Wilson
Conkling	Gardiner	McQuade	Rider	Wolf
Cook	Graeff	Meeks	Robinson	Woody
Coon	Griffith	Merritt	Rogers	Yale
Costello	Hammond	Monroe	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1166) entitled "An act to amend the charter of the city of Hudson, by extending certain powers of the common council" (Int. No. 717), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 {  
} NOES 00 {

Those who voted in the affirmative, were

Adams	Dale	Haviland	Neville	Ruehl
Adler	Daly	Hewitt	Newcomb	Salyerds
Ahern	Darrison	Higgins	Nye	Sanders
Allen F E	Day	Hoadley	O'Brien	Scanlon
Apgar	Davis G	Hooker	O'Malley	Schneider
Ash	Davis M	Hughes	Orr	Seymour
Baldwin	Dickey	Keenan	Outterson	Sherer
Barrett	Dickinson	Knipp	Oxford	Sloane
Bedell	Dooling	Lally	Palmer	Smith C W
Blackwell	Doll	Landon	Patchin	Smith G H
Bordwell	Doughty	Langhorst	Patton	Smith J E
Bourke	Duer	Leggett	Payne	Smith J T
Bradley	Duross	Lewis	Pendry	Snyder
Brill	Dusinbery	Litthauer	Phillips	Stevens
Brooks	Egan	Mansfield	Phipps	Stiles
Burke	Fancher	Marson	Plank	Townsend
Burnett	Finch	McAdam	Platt	Traub
Burns	Fisher	McCullough	Prince	Treat
Cadin	Fitzgerald	McInerney	Rainey	Ulmann
Candee	Fitzp'ck J H	McKeown	Reeve	Wainwright
Chambers	Fitzp'ck W P	McMillan	Reiley	Weber
Colby	Fowler	McNair	Remsen	Weekes
Cook	Fuller	McQuade	Reynolds	Williams
Coon	Gardiner	Meeks	Richter	Wilson
Costello	Grady	Merritt	Rider	Wolf
Cotton	Graeff	Monroe	Rogers	Woody
Coughtry	Griffith	Moran	Ross	Yale
Cowan	Hammond	Morgan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1163) entitled "An act to amend the Greater New York Charter, relative to pier accommodations for boats and barges" (Int. No. 706), having been announced for a third reading,

Mr. Snyder moved that said bill be recommitted to the committee on commerce and navigation, with instructions to report the same forthwith amended as follows:

Page 2, line 7, after the word "of" insert the word "canal."

Same page, line 21, after the word "of" insert the word "canal."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Snyder, and it was determined in the affirmative.

Mr. Snyder, from the committee on commerce and navigation, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1099) entitled "An act authorizing the agent and warden of Clinton prison to sell and transfer certain water mains, pipes and hydrants to the village of Dannemora, N. Y." (Int. No. 798), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
{ NOES 3 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Morgan	Salyerds
Adler	Coughtry	Haviland	Neville	Sanders
Ahern	Cowan	Hewitt	Newcomb	Seanlon
Allen F E	Dale	Higgins	Nye	Schneider
Allen J A	Daly	Hoadley	O'Brien	Seymour

Allston	Darrison	Hooker	O'Malley	Sherer
Apgar	Day	Hughes	Orr	Sloane
Ash	Davis G	Knipp	Outterson	Smith C W
Baldwin	Dickey	Lally	Oxford	Smith G H
Barrett	Dickinson	Landon	Patchin	Smith J E
Bedell	Doll	Langhorst	Patton	Smith J T
Bennet	Doughty	Leggett	Payne	Snyder
Blackwell	Duross	Lewis	Pendry	Stevens
Bordwell	Dusinbery	Litthauer	Phipps	Stiles
Bourke	Fancher	Manee	Platt	Sulzberger
Bradley	Ferre	Mansfield	Prince	Townsend
Brill	Finch	McAdam	Rainey	Traub
Brooks	Fitzgerald	McCullough	Reeve	Treat
Burnett	Fitzp'ck J H	McInerney	Reilley	Ulmann
Burns	Fitzp'ck W P	McKeown	Remsen	Wainwright
Cadin	Fowler	McMillan	Reynolds	Weber
Candee	Fuller	McNair	Richter	Weekes
Chambers	Gardiner	McQuade	Rider	Williams
Colby	Grady	Meeks	Robinson	Wilson
Conkling	Graeff	Merritt	Rogers	Wolf
Cook	Griffith	Monroe	Ross	Woody
Coon	Hammond	Moran	Ruehl	Yale

Those who voted in the negative, were

Allds            Kelsey            Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 962) entitled "An act to fix the boundaries of the school commissioner districts of the county of Albany" (Int. No. 792), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Moran	Ruehl
Adler	Coughtry	Hanford	Morgan	Salyerds
Ahern	Cowan	Haviland	Neville	Sanders



Allds	Dale	Hewitt	Newcomb	Scanlon
Allen F E	Daly	Higgins	Nye	Schneider
Allen J A	Darrison	Hoadley	O'Brien	Seymour
Allston	Day	Hooker	O'Malley	Sherer
Apgar	Davis G	Hughes	Orr	Sloane
Ash	Davis M	Keenan	Outtersen	Smith C W
Baldwin	Dickey	Kelsey	Oxford	Smith G H
Barrett	Dickinson	Knipp	Patchin	Smith J E
Bedell	Dooling	Landon	Patton	Smith J T
Bennet	Doll	Langhorst	Payne	Snyder
Blackwell	Doughty	Leggett	Pendry	Stevens
Bourke	Duer	Lewis	Phillips	Stiles
Bradley	Duross	Litthauer	Phipps	Sulzberger
Brill	Dusinbery	Mansfield	Plank	Townsend
Brooks	Egan	Manee	Platt	Traub
Burke	Fancher	Marson	Prince	Treat
Burnett	Ferre	McAdam	Rainey	Wainwright
Burns	Finch	McCullough	Reeve	Ulmann
Cadin	Fitzgerald	McInerney	Reilley	Weber
Candee	Fitzp'ck J H	McKeown	Remsen	Weekes
Chambers	Fitzp'ck W P	McMillan	Reynolds	Williams
Colby	Fowler	McNair	Richter	Wilson
Conkling	Gardiner	McQuade	Rider	Wolf
Cook	Grady	Meeks	Robinson	Woody
Coon	Graeff	Merritt	Rogers	Yale
Costello	Griffith	Monroe	Ross	

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 774) entitled "An act to amend the Code of Civil Procedure, in relation to attorney's liens" (Int. No. 18), having been announced for a third reading,

On motion of Mr. Allds, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 757) entitled "An act to amend the Code of Civil Procedure, relative to undertakings for the discharge of personal property from attachments" (Int. No. 652), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 }  
 } NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Neville	Salzerds
Adler	Cotton	Hanford	Newcomb	Sanders
Ahern	Coughtry	Haviland	Nye	Scanlon
Allds	Cowan	Hewitt	O'Brien	Schneider
Allen F E	Dale	Higgins	O'Malley	Seymour
Allen J A	Daly	Hooker	Orr	Sherer
Allston	Darrison	Hughes	Outterson	Sloane
Apgar	Day	Keenan	Oxford	Smith C W
Baldwin	Davis G	Kelsey	Patchin	Smith G H
Barrett	Dickey	Knipp	Patton	Smith J E
Bedell	Dickinson	Lally	Payne	Smith J T
Bennet	Doil	Landon	Pendry	Snyder
Blackwell	Doughty	Leggett	Phillips	Stevens
Bordwell	Duross	Lewis	Phipps	Stiles
Bourke	Dusinbery	Litthauer	Platt	Sulzberger
Bradley	Egan	Manee	Prince	Townsend
Brill	Fancher	Mansfield	Rainey	Traub
Brooks	Ferre	Marson	Reeve	Treat
Burke	Finch	McAdam	Reiley	Ulmann
Burnett	Fisher	McCullough	Remsen	Wainwright
Burns	Fitzgerald	McKeown	Reynolds	Weber
Cadin	Fitzp'ck J H	McMillan	Richter	Weekes
Candee	Fowler	McNair	Rider	Williams
Chambers	Fuller	McQuade	Rcbinson	Wilson
Colby	Gardiner	Merritt	Rogers	Wolf
Conkling	Grady	Monroe	Ross	Woody
Cook	Graeff	Moran	Ruehl	Yale
Coon	Griffith	Morgan		

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 853) entitled "An act to amend the Penal Code, in relation to unlawful interference with water meters, water

service pipes and their connections" (Int. No. 729), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Moran	Ross
Allds	Coughtry	Haviland	Morgan	Ruehl
Ahern	Dale	Hewitt	Neville	Salverds
Allds	Daly	Higgins	Newcomb	Scanlon
Allen F E	Darrison	Hooker	Nye	Schneider
Allen J A	Day	Hughes	O'Brien	Seymour
Allston	Davis G	Keenan	O'Malley	Sherer
Apgar	Davis M	Kelsey	Orr	Sloane
Ash	Dickinson	Knipp	Outterson	Smith C W
Baldwin	Doll	Lally	Oxford	Smith G H
Barrett	Doughty	Landon	Palmer	Smith J T
Bedell	Duer	Langhorst	Patchin	Snyder
Bennet	Duross	Leggett	Patton	Stevens
Blackwell	Dusinbery	Lewis	Payne	Stiles
Bordwell	Egan	Manec	Pendry	Sulzberger
Bradley	Fancher	Mansfield	Phillips	Townsend
Brill	Ferre	Marson	Phipps	Traub
Brooks	Finch	McAdam	Plank	Treat
Burke	Fisher	McCullough	Platt	Ulmann
Burnett	Fitzgerald	McInerney	Prince	Wainwright
Burns	Fitzp'ck J H	McKeown	Rainey	Weber
Cadin	Fitzp'ck W P	McMillan	Reeve	Weekes
Candee	Fuller	McNair	Reilley	Williams
Chambers	Gardiner	McQuade	Remsen	Wilson
Conkling	Graeff	Meeks	Richter	Wolf
Cook	Griffith	Merritt	Rider	Woody
Coon	Hammond	Monroe	Robinson	Yale
Costello				

In the negative,

Smith J E

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 874) entitled "An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter 503 of the Laws of 1899 " (Int. No. 741), was read the second time.

On motion of Mr. Phipps, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1077) entitled "An act making an appropriation for buildings, for repairs and improvements at the State hospitals for the insane " (Int. No. 875), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1105) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies " (Int. No. 882), was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1022) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon " (Int. No. 838), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 371) entitled "An act to amend the Business Corporations Law, relating to the transfer of property of consolidating corporations to the new corporation created thereby " (Int. No. 354), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 533) entitled "An act to amend chapter 417 of the Laws of 1897, entitled 'An act in relation to personal prop-

erty, constituting chapter 47 of the general laws' " (Int. No. 52), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1080) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to city elections and the terms of city officers" (Int. No. 870), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1057) entitled "An act to repeal chapter 541 of the Laws of 1864, and chapter 28 of the Laws of 1869, relating to additional justices in the town of Granville, in the county of Washington" (Int. No. 854), was read the second time.

On motion of Mr. Hughes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1056) entitled "An act to authorize a justice of the peace of the town of Cortlandville, Cortland county, to maintain his office and transact town business in the city of Cortland" (Int. No. 853), was read the second time.

On motion of Mr. Dickinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1103) entitled "An act to amend chapter 261 of the Laws of 1885 as amended by chapter 761 of the Laws of 1895, entitled 'An act in relation to the management of the Albany penitentiary'" (Int. No. 880), having been announced for a second reading,

Mr. Speaker directed that the Clerk cause said bill to be amended and reprinted so as to comply with Rule 9.

The bill (No. 1108) entitled "An act to amend section 1 of chapter 611 of the Laws of 1895, entitled 'An act in relation to certain highways in towns which have expended \$300,000 or more for macadamizing purposes'" (Int. No. 885), was read the second time.

On motion of Mr. Robinson, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 839) entitled "An act to abolish the labor system of taxation for highway purposes" (Int. No. 715), having been announced for a second reading,

On motion of Mr. Hanford, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 925) entitled "An act to amend chapter 505 of the Laws of 1897, as amended by chapter 323 of the Laws of 1898, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office'" (Int. No. 778), was read the second time.

On motion of Mr. Dusenberry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 238) entitled "An act to amend the Greater New York Charter, in relation to the authority of the fire commissioner to retire captains of fire boats" (Int. No. 238), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1138) entitled "An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution,' and providing that the powers and duties of the commissioners shall be vested in and be performed by the commissioner of public works of the city of Rochester, and validating the acts of the commissioners" (Int. No. 907), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 781) entitled "An act to amend chapter 522 of the Laws of 1899, entitled 'An act in relation to an assessment for the grading, construction and improvement of Surf avenue in the city of New York, late town of Gravesend, Kings county,' in relation to the refund of portions of the assessment" (Int. No. 666), was read the second time.



On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1104) entitled "An act relative to a public school teachers' retirement fund in the city of Poughkeepsie" (Int. No. 881), was read the second time.

On motion of Mr. Landon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1142) entitled "An act to amend chapter 636 of the Laws of 1871, relating to the fire department of the city of Middletown" (Int. No. 911), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1060) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and the erection, completion and enlarging of school buildings" (Int. No. 857), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1111) entitled "An act to amend chapter 485 of the Laws of 1883, entitled 'An act in relation to the construction of sewers in the city of Schenectady, and to authorize the common council of said city to borrow money for that purpose,' and the acts amendatory thereof, relative to the issue of bonds" (Int. No. 888), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1024) entitled "An act to enable the city of Yonkers to relieve or correct any defects in the sewerage system within the city, and to provide for the cost thereof" (Int. No. 840), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1025) entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police department for the city of Yonkers,' and the acts amendatory

thereof," as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers" (Int. No. 841), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1026) entitled "An act to enable the city of Yonkers to erect a city hall and purchase the necessary land therefor, and to provide for the issue of bonds for the payment therefor" (Int. No. 842), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading.

On motion of Mr. Sloane, and by unanimous consent, said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Morgan	Ruehl
Adler	Cotton	Hanford	Neville	Salyerds
Adams	Coughtry	Hewitt	Newcomb	Sanders
Allds	Cowan	Higgins	Nye	Scanlon
Allen F E	Daly	Hoadley	O'Brien	Schneider
Allen J A	Darrison	Hooker	O'Malley	Sherer
Allston	Day	Hughes	Ontterson	Sloane
Apgar	Davis M	Kelsey	Oxford	Smith C W
Ash	Dickey	Knipp	Palmer	Smith G H
Baldwin	Dickinson	Lally	Payne	Smith J T
Barrett	Doll	Landon	Pendry	Snyder
Bedell	Doughty	Langhorst	Phillips	Stevens
Blackwell	Duross	Leggett	Phipps	Stiles
Bordwell	Dusinbery	Lewis	Plank	Sulzberger
Bradley	Egan	Litthauer	Platt	Traub
Brill	Fancher	Manee	Prince	Treat

Burke	Ferre	Mansfield	Rainey	Ulmann
Burnett	Finch	McCullough	Reeve	Wainwright
Cadin	Fisher	McKeown	Reilley	Weber
Candee	Fitzgerald	McMillan	Remsen	Williams
Chambers	Fitzp'ck W P	McNair	Reynolds	Wilson
Colby	Fuller	Merritt	Rider	Wolf
Conkling	Grady	Monroe	Rogers	Woody
Cook	Graeff	Moran	Ross	Yale
Coon	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1028) entitled "An act to amend chapter 635 of of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' in relation to the contingent fund" (Int. No. 844), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1066) entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' relative to street pavements and improvements" (Int. No. 863), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1000) entitled "An act to amend the charter of the city of Johnstown, relative to improvements payable wholly or partly by local assessments, and to opening, altering extending and laying out streets" (Int. No. 825), was read the second time.

On motion of Mr. C. W. Smith, said bill was placed on the order of third reading.

On motion of Mr. C. W. Smith, and by unanimous consent, said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Merritt	Robinson
Adler	Cowan	Hammond	Monroe	Rogers
Ahern	Dale	Hanford	Moran	Ruehl
Allds	Daly	Haviland	Morgan	Salyerds
Allen F E	Darrison	Hewitt	Neville	Sanders
Allston	Day	Higgins	Newcomb	Scanlon
Apgar	Davis G	Hoadley	Nye	Schneider
Ash	Davis M	Hooker	O'Malley	Sherer
Baldwin	Dickey	Hughes	Oir	Sloane
Barrett	Dickinson	Keenan	Outterson	Smith C W
Bedell	Dooling	Kelsey	Oxford	Smith G H
Blackwell	Doll	Knipp	Palmer	Smith J E
Bordwell	Doughty	Landon	Patchin	Snyder
Bourke	Duer	Langhorst	Patton	Stevens
Bradley	Duross	Leggett	Payne	Stiles
Brill	Dusinbery	Lewis	Pendry	Townsend
Brooks	Egan	Lithauer	Phillips	Traub
Burke	Fancher	Manee	Phipps	Treat
Burnett	Ferre	Mansfield	Plank	Ulmann
Burns	Finch	Marson	Platt	Wainwright
Cadin	Fisher	McAdam	Prince	Weber
Candee	Fitzgerald	McCullough	Rainey	Weekes
Chambers	Fitzp'ck W P	McInerney	Reeve	Williams
Conkling	Fowler	McKeown	Reilley	Wilson
Cook	Fuller	McMillan	Remsen	Wolf
Coon	Gardiner	McNair	Reynolds	Woody
Costello	Grady	McQuade	Richter	Yale
Cotton	Graeff	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1073) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to assessors and assessments" (Int. No. 871), was read the second time.

On motion of Mr. Brooks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1128) entitled "An act authorizing the comptroller of the city of New York to audit and allow, and also



authorizing the comptroller of the city of New York to pay to, John G. Diegan compensation for services actually rendered to the city of New York as attendant in the Municipal Court of the city of New York, borough of Manhattan, Eighth Judicial district, between the 10th day of August, 1899, and the 1st day of February, 1900, and prior to the classification and preparation of municipal civil service eligible lists for the position of attendants in the said court" (Int. No. 377), having been announced for a second reading,

Mr. Newcomb moved to amend as follows:

Page 1, line 3, after the word "Diegan" insert the words "Frank McGrath and George L. Hodgson."

Page 2, line 1, in place of the word "him" insert the word "them," and in place of the word "attendant" insert the words "attendants or interpreters."

Same page, line 14, add the words "in each case."

Same page, line 16, after the word "Diegan" insert the words "Frank McGrath and George L. Hodgson."

Same page, line 17, in place of the word "him" insert the word "them" in both instances.

In line 3 of the title insert after the words "John G. Diegan" the words "Frank McGrath and George L. Hodgson."

In line 5 of the title, in place of the word "attendant" insert the words "attendants or interpreter."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. J. A. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 816) entitled "An act to amend the Greater New York Charter with reference to the powers of the borough presidents" (Int. No. 699), which was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1151) entitled "An act to amend the Greater New York Charter, relating to appeals to the board of examiners from a decision of the superintendent of buildings" (Int. No. 920), was read the second time.



On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1156) entitled "An act to amend chapter 342 of the Laws of 1892 relative to practice in the Municipal Court of the city of Syracuse" (Int. No. 926), was read the second time.

On motion of Mr. Traub, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1112) entitled "An act to authorize the issue of bonds of the city of Rochester to provide money with which to pay bonds of said city which will mature on January 1, 1903, and which are known as the water works bonds" (Int. No. 889), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 201) entitled "An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton" (Int. No. 201), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1107) entitled "An act to amend the Tax Law, in relation to collector's notice in Suffolk county" (Int. No. 884), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 647) entitled "An act to amend the Membership Corporations Law, relative to the consolidation of existing membership corporations" (Int. No. 575), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 532) entitled "An act to provide for the audit and payment of certain outstanding claims against the city of Syracuse, constituting the deficiency for the years 1896, 1897 and 1898" (Rec. No. 138), was read the second time.

On motion of Mr. Traub, said bill was placed on the order of third reading.

The Senate bill (No. 422) entitled "An act to amend the charter of the city of Rome, constituting chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' and chapter 428 of the Laws of 1890, entitled 'An act to establish a board of fire and police commissioners for the city of Rome,' and the various acts amendatory thereof, for the purpose of creating a City Court of the city of Rome" (Rec. No. 97), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading.

The Senate bill (No. 303) entitled "An act to amend section 1373 of chapter 466 of the Laws of 1901, entitled 'An act to amend the Greater New York Charter, chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,"' relative to interpreters of the Municipal Court" (Rec. No. 117), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 198) entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to sale of surplus earth, materials etc., and the use and expenditure by said commissioners of the moneys received on such sale and upon sale of the bonds authorized to be issued by said act, etc." (Rec. No. 95), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading.

The Senate bill (No. 568) entitled "An act to amend section 8 of chapter 417 of the Laws of 1897, entitled 'An act in rela-

tion to personal property, constituting chapter 47 of the general laws' relative to trustees" (Rec. No. 147), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading.

The Senate bill (No. 569) entitled "An act to amend section 91 of chapter 547 of the Laws of 1896, entitled 'An act relating to real property, constituting chapter 46 of the general laws,' relative to trustees" (Rec. No. 148), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading.

The Senate bill (No. 540) entitled "An act repealing all laws and parts of laws dividing Oswego county into two jury districts, and providing that jurors to serve in any courts of record in that county shall be drawn as provided by law" (Rec. No. 127), was read the second time.

On motion of Mr. Costello, said bill was placed on the order of third reading.

On motion of Mr. Costello, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hoadley	Neville	Rogers
Adler	Darrison	Hooker	Newcomb	Ross
Ahern	Day	Hughes	Nye	Ruehl
Allds	Davis G	Keenan	O'Brien	Salyerds
Allen F E	Davis M	Kelsey	O'Malley	Sanders
Allston	Dickey	Lally	Orr	Scanlon
Apgar	Dooling	Landon	Outterson	Schneider
Baldwin	Doll	Langhorst	Oxford	Seymour

Barrett	Duer	Leggett	Palmer	Sloane
Bennet	Duross	Lewis	Patchin	Smith C W
Blackwell	Dusinbery	Litthauer	Patton	Smith G H
Bourke	Egan	Manee	Payne	Smith J E
Bradley	Fancher	Mansfield	Pendry	Smith J T
Brill	Ferre	Marson	Phillips	Snyder
Brooks	Finch	McAdam	Phipps	Stevens
Burke	Fitzgerald	McCullough	Plank	Stiles
Burnett	Fitzp'ck J H	McInerney	Platt	Townsend
Burns	Fowler	McKeown	Prince	Treat
Candee	Fuller	McMillan	Rainey	Ulmann
Chambers	Gardiner	McNair	Reeve	Weber
Colby	Graeff	McQuade	Reilley	Weekes
Cook	Griffith	Meeks	Remsen	Williams
Coon	Hammond	Merritt	Reynolds	Wilson
Costello	Hanford	Monroe	Richter	Woody
Coughtry	Hewitt	Moran	Rider	Yale
Cowan	Higgins	Morgan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 477) entitled "An act to amend the Tax Law, relating to collector's notices to non-resident taxpayers of dates for receiving taxes" (Rec. No. 119), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body that the Assembly will be ready at the time designated by a concurrent resolution of the Senate and Assembly to meet in joint assembly for the purpose of comparing nominations of the Senate and Assembly relative to the election of a Regent of the University in place of Orris H. Warren, deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Allds and Palmer.



Messrs. White and Ahearn, a committee on the part of the Senate, appeared in the Assembly Chamber and announced that the Senate was ready to meet the Assembly in joint convention for the purpose of comparing nominations of the Senate and Assembly relative to the election of a Regent of the University.

Mr. Allds, from the committee appointed to inform the Senate that the Assembly would be ready to meet that body in joint convention at the time prescribed by law and the concurrent resolution of the Senate and Assembly for the purpose of comparing nominations of the Senate and Assembly relative to the election of a Regent of the University in place of Orris H. Warren, deceased, returned, and reported that they had performed that duty.

The hour of 12 o'clock having arrived, Mr. Speaker announced that pursuant to law and a joint resolution, the Legislature would meet in joint convention for the purpose of comparing nominations of the Senate and Assembly relative to the election of a Regent of the University in the place of Orris H. Warren, deceased.

The Senate thereupon appeared in the Assembly Chamber, and the Lieutenant-Governor took the chair as the presiding officer and announced that the Senate and Assembly were in joint convention for the purpose of comparing nominations for a Regent of the University in the place of Orris H. Warren, deceased.

The Clerk of the Senate then read the journal of the Senate relating to the nomination of a Regent of the University, and the Clerk of the Assembly read the journal of the Assembly relating thereto.

The nominations being found to agree on the name of William Nottingham, the President of the Senate announced and declared that William Nottingham of the county of Onondaga, State of New York, had been duly elected a Regent of the University in the place of Orris H. Warren, deceased.

The Senate then retired.

Mr. Speaker announced that on the joint meeting of the Senate and Assembly to compare nominations for Regent of the University in the place of Orris H. Warren, deceased, the nominations of the two houses were found to agree on the name of William Nottingham, who was thereupon declared by the President of the Senate duly elected as such Regent of the University in the place of Orris H. Warren, deceased.

The Senate returned the bill (No. 817) entitled "An act relating to rural cemetery associations, in counties of the State having a certain population" (Int. No. 700), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 198, Senate reprint No. 543) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for woodcock." (Int. No. 198.)

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Adler offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 805, entitled "An act to amend chapter 197 of the Laws of 1818, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences, and to extend the powers of said corporation" (Int. No. 688), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 805, entitled "An act to amend chapter 118, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences, and to extend the powers of said corporation" (Int.

No. 688), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *February 27, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 805, entitled "An act to amend chapter 197 of the Laws of 1818, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences, and to extend the powers of said corporation." (Int. No. 688.)

B. B. ODELL, JR.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning Assembly bill No. 518, entitled "An act in relation to the Buffalo Fine Arts Academy and the management thereof" (Int. No. 464), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon W. Cook Oille, mayor of the city of North Tonawanda, returning Assembly bill No. 772, entitled "An act to amend chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relating to elections, officers and city government" (Int. No. 483), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds, the House adjourned.

## FRIDAY, FEBRUARY 28, 1902.

The House met pursuant to adjournment.

Prayer by Rev. A. L. Love.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Superintendent of Banks, relative to building and loan and co-operative savings and loan associations for the year 1901, which was laid upon the table and ordered printed.

(See Document.)

Mr. Bedell introduced a bill entitled "An act for the better support of the poor in the city of Middletown" (Int. No. 1025), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Highway Law so as to enable all towns not now receiving 25 per cent. State aid under certain conditions, to receive State aid after September 1, 1903, and making the labor tax payable in money" (Int. No. 1026), which was read the first time and referred to the committee on internal affairs.

Mr. Coughtry introduced a bill entitled "An act to release and convey to the Corning Foundation for Christian Work in the diocese of Albany whatever, if any, title or interest the people of the State of New York have acquired in the property and estate of Sister Katheryn Brown, deceased" (Int. No. 1027), which was read the first time and referred to the committee on ways and means.

Mr. Dooling introduced a bill entitled "An act to repeal chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies'" (Int. No. 1028), which was read the first time and referred to the committee on general laws.

Mr. Keenan introduced a bill entitled "An act providing that the fire commissioner of the city of New York in his discretion



may reappoint James Cook, an ex-fireman of the city of New York who resigned from said fire department " (Int. No. 1029), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York in the Magistrates Court in the year 1899 " (Int. No. 1030), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to enable the fire commissioners of the city of New York to rehear and determine the charges against William O'Donnell " (Int. No. 1031), which was read the first time and referred to the committee on affairs of cities.

Mr. McMillan introduced a bill entitled "An act to amend chapter 174 of the Laws of 1877, entitled 'An act to establish a fire department in the second school district of the town of Glenville, in the county of Schenectady, and for the government and maintenance of the same ' " (Int. No. 1032), which was read the first time and referred to the committee on internal affairs.

Mr. O'Malley introduced a bill entitled "An act abolishing the office of coroner in the county of Erie, and creating the office of county medical examiner and prescribing his duties " (Int. No. 1033), which was read the first time and referred to the committee on internal affairs.

Mr. Patton introduced a bill entitled "An act to enable the county of Erie and the town of Grand Island to construct a bridge from the town of Grand Island across the east branch of the Niagara river to the mainland, and to issue bonds therefor " (Int. No. 1034), which was read the first time and referred to the committee on internal affairs.

Mr. Sanders introduced a bill entitled "An act to regulate the sale and use of air and spring guns and pistols in the cities of this State " (Int. No. 1035), which was read the first time and referred to the committee on general laws.

Mr. Wainwright introduced a bill entitled "An act dividing the borough of the Bronx into two city magistrates' court districts" (Int. No. 1036), which was read the first time and referred to the committee on affairs of cities.

Mr. Reeve introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to non-residents taking shellfish" (Int. No. 1037), which was read the first time and referred to the committee on fisheries and game.

Also, a bill entitled "An act to amend the Lien Law, relating to artisans' liens on personal property" (Int. No. 1038), which was read the first time and referred to the committee on the judiciary.

Mr. Wainwright introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article 6 of the Constitution, relating to Supreme Court judicial districts" (Int. No. 1039), which was read the first time and referred to the committee on the judiciary.

Mr. Fowler introduced a bill entitled "An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes" (Int. No. 1040), which was read the first time and referred to the committee on affairs of cities.

Mr. Darrison introduced a bill entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials, and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year and to repeal section 279 of said act" (Int. No. 1041), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act authorizing the city of Lockport to raise and expend money for the purpose of investigating and determining a source of supply of water for municipal and

domestic purposes" (Int. No. 1042), which was read the first time and referred to the committee on affairs of cities.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Hooker, Int. No. 969, entitled "An act making an appropriation for the New York State School for the Blind at Batavia" (No. 1219), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, strike out the word "ten" and insert in place thereof the word "nine."

Same page, same line, strike out the word "two" and insert in place thereof the word "one."

Same page, same line, strike out the words "and fifty."

Page 2, line 3, strike out the word "seven" and insert in place thereof the word "eleven."

Same page, same line, strike out the words "and fifty."

Same page, line 4, strike out the words "five hundred."

Same page, strike out all of line 6.

Same page, line 12, after the word "institution" change the period to a semi-colon, strike out balance of bill and insert in place thereof the following: "And where the object for which the appropriation is made shall have been fully accomplished for a less sum than the amount above specified any unexpended balance shall be applicable to the completion of any of the other specific purposes in case that after due advertisement no bid shall have been received within the amount above specifically appropriated.

"§ 2. The plans and specifications for the work authorized by this act shall be subject only to the approval of the board of managers and of the governor as to new buildings, and subject only to the approval of the board of managers and state architect as to repairs and additions. The state architect shall prepare the necessary drawings and specifications and shall supervise and control, as architect, all work of construction, additions, alterations or improvements to buildings or plant, authorized by this act. The work under this act shall be done by contract, except work, which in the opinion of the state comptroller and the state architect, can be done in whole or in part more advantageously by the employment of inmates or civilian labor, either or both, and the purchase of material in the open market, but no compensation shall be allowed for inmate labor. All expenditures under this act shall be made pursuant to estimates or pursuant to contracts the form of

which shall be prescribed by the state architect. The estimates shall be made to the comptroller in the usual form by the board of managers. Where the work estimated for is from drawing and specifications of the state architect, the estimates shall be subject to his approval also. No item of said appropriation shall be available, except for advertising, unless a contract or contracts, or estimate or estimates, therefor shall have been first made for the completion thereof within the appropriation therefor. All contracts in an amount greater than one thousand dollars shall have the performance thereof secured by sufficient bond or bonds, said bond or bonds to be approved by and filed with the comptroller. All contracts in an amount less than one thousand dollars need have no surety bond, provided payment is to be made only after the work is completed and approved. All payments on contracts shall be made on the certificate of the state architect and the voucher of the board of managers after audit by the comptroller. All original bids or proposals, with abstract thereof, shall accompany the copy of the contract which is to be filed with the comptroller. Moneys herein appropriated shall only be advanced to the board of managers as the work progresses or the purchase of material is made and upon bills duly certified, rendered and audited.

“§ 3. This act shall take effect immediately.”

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Remsen, Int. No. 742, entitled “An act to amend the Civil Service Law, relating to removals” (No. 875), reported in favor of the passage of the same with the following amendments:

Page 2, line 6, strike out the words “a hearing on such charges” and in lieu thereof insert the words “an opportunity to prevent an explanation in writing.”

Same page, lines 8 and 9, strike out the words “legality and justice of his removal” and insert in lieu thereof the words “action of the removing power.”

Same page, line 11, strike out the brackets and the words “the next.”

J. T. ROGERS,  
*Chairman.*



Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1108) entitled "An act to amend section 1 of chapter 611 of the Laws of 1895, entitled 'An act in relation to certain highways in towns which have expended \$300,000 or more for macadamizing purposes'" (Int. No. 885), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-five" insert the words "entitled 'An act in relation to certain highways in towns which have expended three hundred thousand dollars or more for macadamizing purposes.'"

Same page, line 3, strike out the words "so as."

Amend the title to read as follows: "An act to amend section one of chapter six hundred and eleven of the laws of eighteen hundred and ninety-five, entitled 'An act in relation to certain highways in towns which have expended three hundred thousand dollars or more for macadamizing purposes,' relative to the discontinuance of highways."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 533) entitled "An act to amend chapter 417 of the Laws of 1897, entitled 'An act in relation to personal property, constituting chapter 47 of the general laws'" (Int. No. 52), reported the same with the following recommendation:

Amend the title to read as follows: "An act to amend the personal property law, relative to investment of trust funds."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 925) entitled "An act to amend chapter 505 of the Laws of 1897, as amended by chapter 323 of the Laws of 1898, entitled 'An act to make the office of sheriff of Sullivan

county a salaried office in part, and to regulate the management of said office' " (Int. No. 778), reported the same with the following recommendations:

Page 1, line 2, strike out the word "as."

Same page, strike out all of line 3.

Same page, line 4, strike out the words "of eighteen hundred and ninety-eight."

Same page, line 6, after the word "office" insert the following: "as amended by chapter three hundred and twenty-three of the laws of eighteen hundred and ninety-eight."

Page 2, line 24, strike out the words "to" and insert the words "five, six, seven, eight and."

Same page, same line, strike out the word "inclusive."

Same page, same line, after the word "hereby" insert the words "renumbered respectively sections three, four, five, six, seven and eight and."

Page 5, line 18, strike out the word "and" and insert the word "are."

Amend the title to read as follows: "An act to amend chapter five hundred and five of the laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office,' relative to the salary of such office, et cetera."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1142) entitled "An act to amend chapter 636 of the Laws of 1871, relating to the fire department of the city of Middletown" (Int. No. 911), reported the same with the following recommendations:

Page 2, line 1, after the word "in" insert the word "the."

Same page, line 2, after the word "Middletown" insert the words "in the county of Orange" in brackets.

Same page, same line, strike out the words "are authorized to purchase, hold."

Same page, line 3, insert the word "shall" before the word "be" where it appears at the beginning of the line.

Same page, line 17, strike out the bracket before the word "the."

Same page, line 21, after the word "over" insert the words "and above."

Same page, same line, strike out the word "said" and insert the word "such" in lieu thereof.

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 970) entitled "An act to amend section 2 of chapter 442 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals'" (Int. No. 800), reported the same with the following recommendations:

Page 1, line 5, strike out the words "so as."

Amend the title to read as follows: "An act to amend section two of chapter four hundred and forty of the laws of eighteen hundred and ninety-six, entitled 'An act to facilitate the identification of criminals,' by increasing the amount to be spent annually to carry out the provisions of said act."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1112) entitled "An act to authorize the issue of bonds of the city of Rochester to provide money with which to pay bonds of said city which will mature on January 1, 1903, and which are known as the water works bonds" (Int. No. 889), reported the same with the following recommendations:

Page 1, line 6, after the word "ter" insert the words "six hundred and forty-nine of the laws of eighteen hundred and seventy-four."

Same page, same line, strike out the words "three hundred and eighty-seven of the laws of eighteen hun-".

Same page, line 7, strike out the words "dred and seventy-five."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1083) entitled "An act to amend the Domestic Commerce Law, in relation to the size of apple, pear, quince and potato barrels" (Int. No. 86), reported the same with the following recommendations:

Page 2, line 6, strike out the comma after the word "inches."

Same page, line 7, insert a comma after the word "measurement."

Same page, line 11, strike out the comma after the word "state" and insert a comma after the word "barrel."

Same page, line 18, insert a comma after the word "potatoes."

Same page, line 20, insert quotation marks before the word "short" and after the word "barrel."

R. GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act authorizing the comptroller of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to John G. Diegan compensation for services actually rendered to the city of New York as attendant in the Municipal Court of the city of New York, borough of Manhattan, Eighth Judicial District, between the 10th day of August, 1899, and the 1st day of February, 1900, and prior to the classification and preparation of municipal civil service eligible lists for the position of attendants in the said court." (No. 1128, Int. No. 377.)

"An act to amend the Business Corporations Law, relating to the transfer of property of consolidating corporations to the new corporation created thereby." (No. 371, Int. No. 354.)

"An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon." (No. 1022, Int. No. 838.)



"An act to amend the Tax Law, in relation to the taxation of trust companies." (No. 1105, Int. No. 882.)

"An act making an appropriation for buildings for repairs and improvements at the State hospitals for the insane." (No. 1077, Int. No. 875.)

"An act to repeal chapter 541 of the Laws of 1864, and chapter 28 of the Laws of 1869, relating to additional justices in the town of Granville, in the county of Washington." (No. 1057, Int. No. 854.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to city elections and the terms of city officers." (No. 1080, Int. No. 870.)

"An act to authorize a justice of the peace of the town of Cortlandville, Cortland county, to maintain his office and transact town business in the city of Cortland." (No. 1056, Int. No. 853.)

"An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester, by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution,' and providing that the powers and duties of the commissioners shall be vested in and be performed by the commissioner of public works of the city of Rochester, and validating the acts of the commissioners." (No. 1138, Int. No. 907.)

"An act relative to a public school teachers' retirement fund in the city of Poughkeepsie." (No. 1104, Int. No. 881.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and the erecting, completing and enlarging school buildings." (No. 1060, Int. No. 857.)

"An act to amend chapter 485 of the Laws of 1883, entitled 'An act in relation to the construction of sewers in the city of Schenectady, and to authorize the common council of said city

to borrow money for that purpose,' and the acts amendatory thereof, relative to the issue of bonds." (No. 1111, Int. 888.)

"An act to enable the city of Yonkers to relieve or correct any defects in the sewerage system within the city, and to provide for the cost thereof." (No. 1024, Int. No. 840.)

"An act to amend chapter 596 of the Laws of 1898, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled "An act to organize and establish a police department for the city of Yonkers," and the acts amendatory thereof,' as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers." (No. 1025, Int. No. 841.)

"An act to amend the Membership Corporations Law, relative to the consolidation of existing membership corporations." (No. 647, Int. No. 575.)

"An act to amend the Tax Law, in relation to collector's notice in Suffolk county." (No. 1107, Int. No. 884.)

"An act to amend chapter 342 of the Laws of 1892 relative to practice in the Municipal Court of the city of Syracuse." (No. 1156, Int. No. 926.)

"An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter 503 of the Laws of 1899." (No. 874, Int. No. 741.)

"An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton." (No. 201, Int. No. 201.)

"An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' in relation to the contingent fund." (No. 1028, Int. No. 844.)

"An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' relative to street pavements and improvements." (No. 1066, Int. No. 863.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts

amendatory thereof, in relation to assessors and assessments.” (No. 1073, Int. No. 871.)

“An act to amend the Greater New York Charter with reference to the powers of borough presidents.” (No. 816, Int. No. 699.)

“An act to amend the Greater New York Charter, relating to appeals to the board of examiners from a decision of the superintendent of buildings.” (No. 1151, Int. No. 920.)

“An act to amend chapter 562 of the Laws of 1890, entitled ‘An act to revise the charter of the village of Alden,’ in relation to the powers of treasurer.” (No. 1118, Int. No. 895.)

Senate, “An act to provide for the enrollment of members of political parties in towns.” (No. 1198, Rec. No. 57.)

Which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Martin, Rec. No. 121, entitled “An act to permit and empower the trustee of the relief fund of the fire department of the city of New York to grant a future pension to Mary Bowen, the foster mother of Peter F. Bowen, a deceased fireman” (No. 462), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment:

Page 2, line 4, strike out the word “natural.”

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and restored to its place on the order of third reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 472, entitled “An act to amend chapter 765 of the Laws of 1900, entitled ‘An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,’ relative to assessments for payment of bonds issued for such improvement” (No. 526), reported the same with

the following amendments, and request that said bill be recommitted to said committee:

Page 3, line 4, strike out the words "by the board of assessors of said city" and insert after the word "made" the following, "pursuant to the provisions of the charter of said city but" and underscore the same.

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coon, Int. No. 690, entitled "An act to amend chapter 182 of the Laws of 1898 relative to the department of public instruction in cities of the second class" (No. 807), reported a substitute bill, and requested that said bill be recommitted to said committee, which report was agreed to, and said substitute bill ordered printed and recommitted to said committee.

(See Appendix.)

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Woody, Int. No. 467, entitled "An act to enable the fire commissioner of the city of New York to rehear and determine the charges against Alfred J. Stuart, formerly a member of the uniformed force of the fire department of the said city, and to reinstate him in said department" (No. 521), reported a substitute bill, and requested that said bill be recommitted to said committee, which report was agreed to, and said substitute bill ordered printed and recommitted to said committee.

(See Appendix.)

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Newcomb, Int. No. 391, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to



certain persons, compensation for services actually rendered to the city of New York as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, Eleventh Judicial District, in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the positions of interpreters and attendants in said court" (No. 415), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 1, strike out the words "board of estimate and apportionment" and insert the word "comptroller."

Same page, line 2, strike out the word "its" and insert the word "his."

Page 2, line 4, insert the letter "d" in the name "Hodgdon."

Same page, lines 18 and 19, strike out the words "board of estimate and apportionment" and insert the word "comptroller."

Same page, lines 19 and 20, strike out the words "the comptroller of the said city," and on line 19, after the word "York," insert the word "he."

Same page, line 22, strike out the words "by said board of estimate and apportionment."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Finch, Int. No. 709, entitled "An act to amend the Greater New York Charter, relative to police pension fund" (No. 826), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 4, line 14, after the word "force" insert the words "service as coroner's physician, surgeon in the fire department and as medical examiner in the municipal civil service of the city of New York."

Same page, strike out new matter on lines 14 and 15.

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bradley, Int No. 827, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relative to the office of city architect" (No. 1002), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Barnes, Rec. No. 34, entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relating to ordinances and appropriations of money" (No. 291), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ahern, Int. No. 815, entitled "An act relating to Mount Magdalen School of Industry and Reformatory of the Good Shepherd in the city of Troy and commitments thereto" (No. 991), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 170, entitled "An act for the relief of the German Hospital and Dispensary in the city of New York, and to authorize a change of a lease from the mayor, aldermen and commonalty of the city of New York to the German Hospital and Dispensary in the city of New York to a grant, and to authorize the sale or leasing of the said property by the German Hospital and Dispensary in the city of New York" (No. 517), reported in favor of the

passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

“An act to amend section 383 of the Code of Civil Procedure, relative to the statute of limitations as to certain actions.” (No. 1093, Int. No. 488.)

“An act to amend section 3326 of the Code of Civil Procedure, in relation to jurors’ fees in justice’s court.” (No. 226, Int. No. 211.)

“An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations.” (No. 863, Int. No. 442.)

The bill (No. 1034) entitled “An act to legalize the establishment of Union Free School District No. 9, in the town of Mt. Pleasant, county of Westchester, and the acts of the board of trustees thereof ” (Int. No. 851), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 580) entitled “An act to amend the Railroad Law in relation to percentage of gross receipts to be paid in cities or villages; report of officers ” (Int. No. 519), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1055) entitled “An act to amend the Penal Code relative to the manufacture of gunpowder and other explosives ” (Int. No. 852), was read the second time.

On motion of Mr. Colby, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1137) entitled “An act to repeal section 13 of chapter 186 of the Laws of 1817, entitled ‘An act to incorporate the Colecton Bridge Company,’ and to authorize the stockholders of said bridge company to increase the capital stock

thereof and to construct an iron bridge " (Int. No. 1137), was read the second time.

On motion of Mr. Dusingery, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1127) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Int. No. 216), having been announced for a second reading,

On motion of Mr. Dooling, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1152) entitled "An act to amend chapter 34 of the Laws of 1858, entitled 'An act to make School District No. 9, in the town of Pomfret, a union free school district,' in relation to the powers of the board of education, and the compensation of officers" (Int. No. 921), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1078) entitled "An act to amend section 1 of chapter 754 of the Laws of 1895, entitled 'An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correctional and reformatory institutions wholly or partly under private control, for care, support and maintenance,' in relation to payments by villages and towns to hospitals in adjoining States" (Int. No. 877), was read the second time.

On motion of Mr. Hanford, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1029) entitled "An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds by the town of Southport in said county" (Int. No. 845), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1114) entitled "An act to amend chapter 209 of the Laws of 1893, entitled 'An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the



inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam and to acquire the necessary franchises for those purposes " (Int. No. 891), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 492) entitled "An act to incorporate the Fidelity Mutual Title Insurance Company " (Int. No. 443), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 996) entitled "An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton " (Int. No. 820), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 918) entitled "An act to amend section 2 of chapter 155 of the Laws of 1868, being an act entitled 'An act to incorporate the Schoharie and Schenectady County Farmers' Mutual Fire Insurance Association " (Int No. 771), was read the second time.

On motion of Mr. Palmer, said bill was placed on the order of third reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hooker	Neville	Salyerds
Adler	Daly	Hughes	Newcomb	Sanders
Ahern	Darrison	Keenan	Nye	Schneider

Allds	Day	Kelsey	O'Brien	Seymour
Allen F E	Davis M	Lally	O'Malley	Sherer
Allen J A	Dickey	Landon	Orr	Sloane
Allston	Dooling	Langhorst	Outterson	Smith O W
Apgar	Doll	Leggett	Oxford	Smith G H
Ash	Doughty	Lewis	Palmer	Smith J E
Barrett	Duross	Litthauer	Patchin	Smith J T
Bedell	Dusinbery	Manee	Patton	Snyder
Blackwell	Egan	Mansfield	Pendry	Stevens
Bourke	Fancher	Marson	Phillips	Stiles
Bradley	Finch	McAdam	Phipps	Sulzberger
Brill	Fisher	McCullough	Platt	Traub
Burke	Fitzgerald	McInerney	Prince	Treat
Burnett	Fitzp'ck W P	McKeown	Rainey	Ulmann
Cadin	Fowler	McMillan	Reilley	Wainwright
Candee	Gardiner	McNair	Reynolds	Weber
Chambers	Grady	McQuade	Richter	Williams
Conkling	Griffith	Meeks	Rider	Wilson
Cook	Hammond	Merritt	Robinson	Wolf
Coon	Hanford	Monroe	Rogers	Woody
Costello	Hewitt	Moran	Ruehl	Yale
Coughtry	Hoadley	Morgan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1144) entitled "An act to repeal section 72 of the Forest, Fish and Game Law, relating to fishing in Lake Champlain" (Int. No. 913), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1068) entitled "An act in relation to the Boston post road, Railroad avenue, North street and the old Boston post road, in the town of Rye, county of Westchester and State of New York" (Int. No. 865), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1071) entitled "An act in relation to Beach avenue, Oak avenue and Woodbine avenue in the village of Larchmont, Westchester county, State of New York" (Int. No. 868), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1181) entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester,' relative to assessments and street improvements" (Int. No. 939), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1185) entitled "An act to amend the Forest, Fish and Game Law in relation to nets in Chaumont bay and adjacent waters" (Int. No. 943), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1184) entitled "An act to amend the Forest, Fish and Game Law in relation to nets in Lakes Ontario and Erie" (Int. No. 942), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1186) entitled "An act to amend the Forest, Fish and Game Law relative to the taking of wild birds" (Int. No. 944), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1125) entitled "An act to amend the Insanity Law, relating to the deposit of money and purchases on credit" (Int. No. 902), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1074) entitled "An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture" (Int. No. 872), was read the second time.

On motion of Mr. Conkling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 363) entitled "An act to provide for acquiring the site of Fort Brewerton in the town of Hastings, Oswego county, and making an appropriation therefor" (Int. No. 346), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 597) entitled "An act to amend chapter 377 of the Laws of 1896, entitled 'An act in relation to benevolent orders, constituting chapter 44 of the general laws,' by adding to the orders therein specified councils of the Knights of Columbus" (Rec. No. 160), was read the second time.

On motion of Mr. Palmer, said bill was placed on the order of third reading.

The Senate bill (No. 243) entitled "An act to amend the Forest, Fish and Game Law, relative to powers of game protectors" (Rec. No. 42), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 382) entitled "An act amending the Code of Civil Procedure by inserting therein a new section, to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State" (Rec. No. 79), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 24) entitled "An act making an appropriation for the salaries of mechanics employed by the State Inspector of Gas Meters in pursuance of law, and supplying deficiencies in former appropriations" (Rec. No. 80), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.

The Senate bill (No. 423) entitled "An act to amend section 1774 of the Code of Civil Procedure, relating to the judgment



in certain matrimonial actions " (Rec. No. 98), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.

The Senate bill (No. 548) entitled "An act to amend the Forest, Fish and Game Law in relation to the taking or possession of plover and other birds" (Rec. No. 155), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.

The Senate bill (No. 595) entitled "An act to authorize Union School District No. 8 of the town of Groton to issue bonds for the purpose of paying bonds issued by said district for the purpose of building a schoolhouse, and falling due April 1, 1903" (Rec. No. 133), was read the second time.

On motion of Mr. Monroe, said bill was placed on the order of third reading.

The bill (No. 1120) entitled "An act to authorize a further appropriation for the maintenance of the American Museum of Natural History in the Central Park of the city of New York" (Int. No. 897), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coom	Graeff	Merritt	Rogers
Adler	Costello	Griffith	Monroe	Ross
Ahern	Cotton	Hammond	Moran	Ruehl
Allds	Coughtry	Hanford	Morgan	Salyerds
Allen F E	Dale	Hewitt	Neville	Sanders
Allen J A	Daly	Higgins	Newcomb	Scanlon

Allston	Darrison	Hoadley	Nye	Schneider
Apgar	Day	Hughes	O'Brien	Sherer
Ash	Davis G	Keenan	O'Malley	Sloane
Baldwin	Davis M	Kelsey	Orr	Smith G H
Barrett	Dickey	Knipp	Outterson	Smith J E
Bedell	Dooling	Lally	Oxford	Smith J T
Bennet	Doll	Landon	Palmer	Stevens
Bordwell	Doughty	Leggett	Patchin	Stiles
Bourke	Duross	Lewis	Patton	Sulzberger
Bradley	Dusinbery	Litthauer	Payne	Townsend
Brill	Egan	Manee	Pendry	Treat
Brooks	Fancher	Mansfield	Phipps	Ulmann
Burke	Ferre	Marson	Plank	Wainwright
Burnett	Fisher	McAdam	Platt	Weber
Burns	Fitzgerald	McCullough	Prince	Weekes
Cadin	Fitzp'ck J H	McInerney	Reeve	Williams
Candee	Fitzp'ck W P	McKeown	Reilley	Wilson
Chambers	Fowler	McMillan	Remsen	Wolf
Colby	Fuller	McNair	Reynolds	Woody
Conkling	Gardiner	McQuade	Rider	Yale
Cook	Grady	Meeks	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1123) entitled "An act to amend section 52 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the Executive Department" (Int. No. 900), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Morgan	Ruehl
Adler	Coughtry	Haviland	Neville	Salverds
Ahern	Cowan	Hewitt	Newcomb	Sanders
Allds	Dale	Higgins	Nye	Scanlon

Allen J A	Daly	Hoadley	O'Brien	Schneider
Allston	Darrison	Hooker	O'Malley	Seymour
Apgar	Day	Hughes	Orr	Sherer
Ash	Davis G	Kelsey	Outterson	Sloane
Baldwin	Davis M	Knipp	Oxford	Smith C W
Barrett	Dickey	Lally	Palmer	Smith G H
Bedell	Dickinson	Landon	Patchin	Smith J E
Bennet	Doughty	Langhorst	Patton	Smith J T
Blackwell	Duer	Leggett	Payne	Snyder
Bordwell	Duross	Lewis	Phillips	Stevens
Bourke	Dusinbery	Litthauer	Phipps	Stiles
Bradley	Egan	Manee	Plank	Sulzberger
Brill	Fancher	Mansfield	Platt	Townsend
Brooks	Ferre	Marson	Prince	Traub
Burke	Finch	McAdam	Rainey	Treat
Burnett	Fisher	McCullough	Reeve	Ulmann
Burns	Fitzgerald	McIerney	Reiley	Wainwright
Cadin	Fitzp'ck J H	McKeown	Remsen	Weber
Candee	Fitzp'ck W P	McMillan	Reynolds	Weekes
Chambers	Fowler	McNair	Richter	Williams
Colby	Fuller	McQuade	Rider	Wilson
Conkling	Gardiner	Merritt	Robinson	Wolf
Cook	Grady	Monroe	Rogers	Woody
Coon	Graeff	Moran	Ross	Yale
Costello	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1159) entitled "An act to amend chapter 686 of the Laws of 1894, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau,' relative to public highways in the counties of Queens and Nassau" (Int. No. 784), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Grady	McQuade	Rogers
Adler	Coon	Griffith	Merritt	Ross
Ahern	Costello	Hammond	Moran	Salyerds
Allen F E	Coughtry	Hanford	Neville	Sanders
Allen J A	Cowan	Haviland	Newcomb	Scanlon
Allston	Dale	Higgins	O'Brien	Seymour
Apgar	Daly	Hoadley	O'Malley	Sherer
Ash	Davis G	Hooker	Orr	Smith C W
Baldwin	Davis M	Hughes	Outterson	Smith G H
Barrett	Dickey	Kelsey	Oxford	Smith J E
Bennet	Dooling	Knipp	Palmer	Smith J T
Blackwell	Doll	Lally	Patchin	Stevens
Bordwell	Doughty	Landon	Payne	Sulzberger
Bourke	Duer	Langhorst	Pendry	Townsend
Bradley	Dusinbery	Leggett	Phillips	Traub
Brill	Egan	Lewis	Plank	Ulmann
Brooks	Fancher	Litthauer	Platt	Wainwright
Burke	Finch	Mansfield	Prince	Weekes
Burns	Fisher	Marson	Reeve	Williams
Cadin	Fitzgerald	McAdam	Reilley	Wilson
Candee	Fitzp'ck W P	McInerney	Reynolds	Wolf
Chambers	Fowler	McKeown	Richter	Woody
Colby	Gardiner	McNair	Robinson	Yale
Conkling				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1168) entitled "An act to amend sections 1 and 15 of chapter 84 of the Laws of 1886, entitled "An act to incorporate the city of Jamestown,' in relation to the powers of the police and the care of the indigent sick" (Int. No. 814), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 128 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hanford	Moran	Ross
Adler	Daly	Haviland	Morgan	Ruehl
Ahern	Darrison	Higgins	Neville	Salyerds
Allds	Day	Hoadley	Newcomb	Sanders
Allen F E	Davis G	Hughes	Nye	Scanlon
Allston	Davis M	Kelsey	O'Brien	Schneider
Apgar	Dickey	Knipp	O'Malley	Seymour
Ash	Dickinson	Lally	Outterson	Sherer
Barrett	Dooling	Landon	Oxford	Sloane
Bedell	Doll	Langhorst	Palmer	Smith G H
Blackwell	Doughty	Leggett	Patchin	Smith J E
Bordwell	Duer	Lewis	Patton	Smith J T
Bourke	Duross	Litthauer	Payne	Snyder
Brill	Dusinbery	Manee	Pendry	Stiles
Brooks	Egan	Mansfield	Phillips	Sulzberger
Burke	Fancher	Marson	Knipp	Townsend
Burns	Ferre	McAdam	Plank	Traub
Cadin	Finch	McCullough	Platt	Ulmann
Candee	Fisher	McInerney	Prince	Wainwright
Colby	Fitzp'ck J H	McKeown	Rainey	Weber
Conkling	Fitzp'ck W P	McMillan	Reeve	Weekes
Cook	Fowler	McNair	Remsen	Williams
Coon	Gardiner	McQuade	Reynolds	Wilson
Cotton	Grady	Meeks	Richter	Woody
Coughtry	Graeff	Merritt	Rider	Yale
Cowan	Hammond	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1162) entitled "An act to amend chapter 26 of the Laws of 1885, relative to powers and duties of marshals of the Municipal Court of the city of Syracuse" (Int. No. 692), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Moran	Ross
Adler	Cotton	Hammond	Morgan	Ruehl
Ahern	Dale	Haviland	Neville	Salyerds
Allds	Daly	Hewitt	Newcomb	Sanders
Allen F E	Darrison	Higgins	O'Brien	Scanlon
Allen J A	Day	Hoadley	O'Malley	Schneider
Allston	Davis M	Hooker	Outterson	Seymour
Apgar	Dickey	Keenan	Oxford	Sherer
Ash	Dooling	Knipp	Palmer	Sloane
Baldwin	Doll	Lally	Patton	Smith C W
Barrett	Doughty	Landon	Payne	Smith G H
Bedell	Duer	Langhorst	Pendry	Smith J E
Bennet	Duross	Leggett	Phillips	Smith J A
Blackwell	Dusinbery	Litthauer	Phipps	Snyder
Bordwell	Egan	Manee	Plank	Stiles
Bradley	Fancher	Mansfield	Platt	Sulzberger
Brill	Ferre	Marson	Prince	Townsend
Brooks	Finch	McAdam	Rainey	Traub
Burke	Fitzgerald	McCullough	Reeve	Treat
Burnett	Fitzp'ck J H	McInerney	Reilly	Wainwright
Burns	Fitzp'ck W P	McKeown	Remsen	Weber
Cadin	Fowler	McMillan	Reynolds	Weekes
Candee	Fuller	McNair	Richter	Williams
Colby	Gardiner	McQuade	Rider	Wilson
Conkling	Grady	Merritt	Robinson	Woody
Cook	Graeff	Monroe	Rogers	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1170) entitled "An act to amend chapter 292 of the Laws of 1894, entitled 'An act to consolidate "The Mohawk and Hudson River Humane Society" and "The Mohawk and Hudson River Humane Society for the Prevention of Cruelty to Animals,"' by consolidating therewith 'The Rensselaer County Society for the Prevention of cruelty to Children' and defining the powers of the consolidated corporation" (Int. No. 753), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Nye	Salyerds
Adler	Cowan	Higgins	O'Brien	Sanders
Ahern	Dale	Hoadley	O'Malley	Scanlon
Allen F E	Daly	Hooker	Outterson	Schneider
Allen J A	Darrison	Hughes	Oxford	Seymour
Allston	Day	Keenan	Palmer	Sherer
Apgar	Davis G	Kelsey	Patchin	Sloane
Ash	Davis M	Knipp	Patton	Smith G H
Baldwin	Dickinson	Landon	Payne	Smith J E
Barrett	Dooling	Langhorst	Pendry	Smith J T
Bennet	Doll	Leggett	Phillips	Snyder
Blackwell	Duer	Lewis	Phipps	Stevens
Bordwell	Duross	Litthauer	Plank	Stiles
Bourke	Dusinbery	Manee	Platt	Sulzberger
Brill	Egan	Mansfield	Prince	Townsend
Brooks	Ferre	Marson	Rainey	Traub
Burke	Fisher	McCullough	Reilley	Treat
Burns	Fitzgerald	McInerney	Remsen	Ulmann
Cadin	Fitzp'ck W P	McKeown	Reynolds	Weber
Candee	Fowler	McNair	Richter	Weekes
Chambers	Fuller	Meeks	Rider	Williams
Colby	Grady	Merritt	Robinson	Wilson
Cook	Graeff	Monroe	Rogers	Woody
Coon	Griffith	Morgan	Ross	Yale
Cotton	Hanford	Neville		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1169) entitled "An act to amend the Consolidated School Law in relation to collector's notice to taxpayers" (Int. No. 654), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Graeff	Monroe	Rider
Adler	Darrison	Griffith	Moran	Robinson
Ahern	Day	Hammond	Morgan	Ross
Allen F E	Davis G	Hanford	Neville	Ruehl
Allston	Dickey	Hewitt	Newcomb	Salyerds
Apgar	Dickinson	Higgins	Nye	Sanders
Barrett	Dooling	Hughes	O'Brien	Scanlon
Bedell	Doll	Keenan	O'Malley	Schneider
Bennet	Doughty	Kelsey	Orr	Seymour
Bordwell	Duer	Lally	Oxford	Sloane
Bradley	Duross	Landon	Palmer	Smith C W
Brooks	Dusinbery	Langhorst	Patchin	Smith G H
Burnett	Egan	Leggett	Payne	Smith J T
Burns	Fancher	Lewis	Pendry	Snyder
Cadin	Ferre	Litthauer	Phillips	Stevens
Candee	Finch	Manee	Phipps	Stiles
Chambers	Fisher	Mansfield	Plank	Townsend
Colby	Fitzgerald	Marson	Platt	Traub
Conkling	Fitzp'ck J H	McCullough	Prince	Ulmann
Cook	Fitzp'ck W P	McInerney	Reeve	Weber
Coon	Fowler	McKeown	Reiley	Weekes
Cotton	Fuller	McNair	Remsen	Williams
Coughtry	Gardiner	McQuade	Reynolds	Woody
Cowan	Grady	Merritt	Richter	Yale
Dale				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1096) entitled "An act to amend the Forest, Fish and Game Law, relative to nets in Hudson and Delaware rivers and adjacent waters" (Int. No. 603), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 133 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hammond	Monroe	Rogers
Adler	Daly	Haviland	Moran	Ross
Ahern	Darrison	Hewitt	Morgan	Ruehl
Allen F E	Day	Higgins	Neville	Salverds
Allen J A	Davis G	Hoadley	Newcomb	Sanders
Allston	Dickey	Hughes	Nye	Seanon
Apgar	Dickinson	Keenan	O'Brien	Sherer
Baldwin	Dooling	Kelsey	O'Malley	Sloane
Barrett	Doll	Knipp	Outtersen	Smith C W
Bedell	Doughty	Lally	Oxford	Smith G H
Bennet	Duer	Landon	Patchin	Smith J E
Blackwell	Duross	Langhorst	Patton	Smith J T
Bordwell	Dusinbery	Leggett	Payne	Stevens
Bourke	Egan	Lewis	Pendry	Stiles
Bradley	Fancher	Litthauer	Phillips	Sulzberger
Brooks	Ferre	Manee	Phipps	Townsend
Burke	Finch	Mansfield	Plank	Traub
Burnett	Fisher	Marson	Platt	Treat
Burns	Fitzgerald	McAdam	Prince	Wainwright
Cadin	Fitzp'ck J H	McCullough	Rainey	Weber
Chambers	Fitzp'ck W P	McInerney	Reeve	Weekes
Colby	Fowler	McKeown	Reilley	Williams
Cook	Fuller	McMillan	Remsen	Wilson
Coon	Gardiner	McNair	Richter	Wolf
Costello	Grady	McQuade	Rider	Woody
Cotton	Graeff	Meeks	Robinson	Yale
Coughtry	Griffith	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1097) entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for deer in the county of Sullivan" (Int. No. 701), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Moran	Salyerds
Adler	Cowan	Hanford	Morgan	Sanders
Ahern	Dale	Haviland	Neville	Scanlon
Allds	Daly	Hewitt	Newcomb	Schneider
Allen F E	Darrison	Higgins	Nye	Seymour
Allen J A	Day	Hooker	O'Brien	Sherer
Allston	Davis G	Hughes	O'Malley	Sloane
Apgar	Davis M	Keenan	Orr	Smith C W
Ash	Dickey	Kelsey	Oxford	Smith G H
Baldwin	Dickinson	Knipp	Palmer	Smith J E
Barrett	Dooling	Lally	Patchin	Smith J T
Bedell	Doll	Landon	Patton	Snyder
Bennet	Doughty	Langhorst	Pendry	Stevens
Blackwell	Duer	Leggett	Phipps	Stiles
Bordwell	Duross	Lewis	Plank	Sulzberger
Bourke	Dusinbery	Litthauer	Platt	Townsend
Bradley	Egan	Mansfield	Prince	Traub
Brooks	Fancher	Marson	Rainey	Treat
Burke	Ferre	McCuilough	Reeve	Ulmann
Burnett	Finch	McInerney	Reilly	Wainwright
Burns	Fisher	McKeown	Remsen	Weber
Cadin	Fitzgerald	McMillan	Reynolds	Weekes
Candee	Fitzp'ek W P	McNair	Richter	Williams
Colby	Fowler	McQuade	Rider	Wilson
Conkling	Fuller	Meeks	Robinson	Wolf
Cook	Grady	Merritt	Ross	Woody
Costello	Graeff	Monroe	Ruehl	Yale
Cotton	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1098) entitled "An act to amend the Forest, Fish and Game Law, relative to the protection of oyster and clam beds" (Int. No. 785), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hewitt	Neville	Salverds
Adler	Costello	Higgins	Newcomb	Scanlon
Ahern	Cotton	Hoadley	Nye	Schneider
Allds	Cowan	Hooker	O'Brien	Seymour
Allen F E	Dale	Hughes	O'Malley	Sherer
Allen J A	Daly	Keenan	Orr	Sloane
Allston	Darrison	Kelsey	Outterson	Smith C W
Apgar	Day	Knipp	Palmer	Smith G H
Ash	Davis G	Landon	Patchin	Smith J E
Baldwin	Dickey	Langhorst	Patton	Smith J T
Barrett	Dickinson	Leggett	Payne	Snyder
Bennet	Dooling	Lewis	Pendry	Stevens
Blackwell	Doughty	Litthauer	Phillips	Stiles
Bordwell	Duer	Mænee	Phipps	Sulzberger
Bourke	Duross	Mansfield	Platt	Townsend
Bradley	Dusinbery	Marson	Prince	Traub
Brill	Egan	McAdam	Rainey	Treat
Brooks	Fancher	McCullough	Reeve	Ulmann
Burke	Finch	McInerney	Reilley	Wainwright
Burnett	Fitzgerald	McKeown	Remsen	Weber
Burns	Fitzp'ck W P	McMillan	Reynolds	Weekes
Cadin	Fuller	McNair	Richter	Williams
Candee	Grady	Meeks	Rider	Wilson
Chambers	Graeff	Merritt	Robinson	Wolf
Colby	Griffith	Monroe	Ross	Woody
Conkling	Hammond	Morgan	Ruehl	Yale
Cook	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 473, Assembly reprint No. 1046) entitled "An act to amend section 50 of the Banking Law, relating to annual meetings and election of directors" (Rec. No. 105), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 125 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hoadley	Newcomb	Ross
Adler	Daly	Hooker	Nye	Ruehl
Ahern	Darrison	Hughes	O'Brien	Salyerds
Allen F E	Day	Keenan	O'Malley	Sanders
Allen J A	Davis G	Kelsey	Outterson	Schneider
Allston	Dickey	Knipp	Oxford	Sherer
Ash	Dooling	Lally	Palmer	Sloane
Baldwin	Doll	Landon	Patchin	Smith C W
Burnett	Duer	Langhorst	Patton	Smith J E
Bedell	Duross	Leggett	Payne	Smith J T
Bennet	Egan	Lewis	Pendry	Snyder
Blackwell	Fancher	Litthauer	Phillips	Stiles
Bourke	Finch	Mansfield	Phipps	Sulzberger
Bradley	Fisher	Marson	Plank	Townsend
Brill	Fitzgerald	McAdam	Platt	Traub
Brooks	Fitzp'ck W P	McCullough	Prince	Treat
Burnett	Fowler	McInerney	Rainey	Ulmann
Burns	Fuller	McKeown	Reeve	Wainwright
Cadin	Grady	McMillan	Reilley	Weber
Chambers	Graeff	McNair	Remsen	Weekes
Colby	Griffith	McQuade	Reynolds	Williams
Cook	Hammond	Merritt	Richter	Wilson
Coon	Haviland	Monroe	Rider	Wolf
Cotton	Hewitt	Moran	Robinson	Woody
Coughtry	Higgins	Neville	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 238) entitled "An act to amend the Greater New York Charter, in relation to the authority of the fire commissioner to retire captains of fire boats" (Int. No. 238), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



} AYES 137 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Merritt	Robinson
Adler	Cowan	Hanford	Monroe	Rogers
Ahern	Dale	Haviland	Moran	Ross
Allds	Daly	Hewitt	Morgan	Ruehl
Allen F E	Darrison	Higgins	Neville	Salyerds
Allen J A	Day	Hoadley	Newcomb	Sanders
Allston	Davis M	Hooker	Nye	Scanlon
Apgar	Dickey	Hughes	O'Brien	Seymour
Ash	Dickinson	Keenan	Orr	Sherer
Barrett	Dooling	Kelsey	Outterson	Sloane
Bedell	Doll	Knipp	Oxford	Smith C W
Bennet	Doughty	Lally	Palmer	Smith G H
Blackwell	Duer	Landon	Patchin	Smith J E
Bordwell	Duross	Langhorst	Patton	Snyder
Bourke	Dusinbery	Leggett	Payne	Stevens
Brill	Fancher	Lewis	Pendry	Stiles
Brooks	Ferre	Litthauer	Phillips	Sulzberger
Burke	Finch	Manee	Phipps	Traub
Burnett	Fisher	Mansfield	Platt	Treat
Burns	Fitzgerald	Marson	Prince	Ulmann
Cadin	Fitzp'ck J H	McAdam	Rainey	Wainwright
Candee	Fitzp'ck W P	McCullough	Reeve	Weber
Chambers	Fowler	McInerney	Reilley	Weekes
Colby	Fuller	McKeown	Remsen	Williams
Cook	Gardiner	McMillan	Reynolds	Wilson
Coon	Grady	McNair	Richter	Woody
Costello	Graeff	McQuade	Rider	Yale
Cotton	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1088) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing for non-game fish in Cayuga lake and tributary streams" (Int. No. 284), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Moran	Rogers
Adler	Daly	Hewitt	Morgan	Ross
Ahern	Darrison	Higgins	Neville	Ruehl
Allen F E	Day	Hoadley	Newcomb	Sanders
Allen J A	Davis G	Hooker	Nye	Scanlon
Allston	Davis M	Hughes	O'Brien	Schneider
Ash	Dickey	Keenan	O'Malley	Seymour
Baldwin	Dickinson	Kelsey	Orr	Sherer
Barrett	Doll	Knipp	Outterson	Sloane
Bennet	Doughty	Lally	Oxford	Smith C W
Bordwell	Duer	Landon	Palmer	Smith G H
Bourke	Duross	Langhorst	Patchin	Smith J E
Bradley	Dusinbery	Leggett	Patton	Smith J T
Brill	Egan	Lewis	Payne	Snyder
Brooks	Fancher	Litthauer	Pendry	Stevens
Burke	Ferre	Manee	Phillips	Stiles
Burnett	Finch	Mansfield	Phipps	Sulzberger
Burns	Fitzgerald	Marson	Plank	Townsend
Cadin	Fitzp'ck J H	McAdam	Platt	Treat
Chambers	Fitzp'ck W P	McCullough	Prince	Ulmann
Colby	Fowler	McInerney	Rainey	Wainwright
Conkling	Fuller	McMillan	Reeve	Weber
Cook	Gardiner	McNair	Remsen	Weekes
Coon	Grady	McQuade	Reynolds	Williams
Costello	Graeff	Meeks	Richter	Wolf
Cotton	Griffith	Merritt	Rider	Woody
Coughtry	Hammond	Monroe	Robinson	Yale
Cowan	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1101) entitled "An act making an appropriation for the construction, completion, equipment and repair of certain buildings and improvements to grounds of the New York State Soldiers' and Sailors' Home at Bath" (Int. No. 192), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 127 {  
} NOES 00 {

Adams	Daly	Hanford	Monroe	Richter
Adler	Day	Haviland	Moran	Robinson
Ahern	Davis G	Hewitt	Morgan	Rogers
Allds	Davis M	Higgins	Neville	Ross
Allen F E	Dickey	Hoadley	Newcomb	Ruehl
Allen J A	Dickinson	Hooker	Nye	Salyerds
Apgar	Dooling	Keenan	O'Brien	Scanlon
Ash	Doli	Kelsey	O'Malley	Seymour
Barrett	Doughty	Knipp	Orr	Sherer
Bedell	Duer	Lally	Outterson	Sloane
Blackwell	Duross	Landon	Oxford	Smith C W
Bordwell	Dusinbery	Leggett	Palmer	Smith J E
Bourke	Egan	Lewis	Patchin	Smith J T
Bradley	Fancher	Litthauer	Patton	Snyder
Brill	Ferre	Manee	Payne	Stevens
Brooks	Finch	Mansfield	Pendry	Sulzberger
Burke	Fisher	McAdam	Phillips	Townsend
Burnett	Fitzgerald	McCullough	Phipps	Treat
Colby	Fitzp'ck J H	McInerney	Plank	Ulmann
Conkling	Fowler	McKeown	Platt	Weber
Cook	Fuller	McMillan	Prince	Weekes
Costello	Gardiner	McNair	Rainey	Williams
Cotton	Grady	McQuade	Reilley	Wilson
Coughtry	Graeff	Meeks	Remsen	Wolf
Cowan	Griffith	Merritt	Reynolds	Yale
Dale	Hammond			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1051) entitled "An act to amend the Revised Statutes, relative to the parole of prisoners from State prisons and the Eastern New York Reformatory" (Int. No. 512), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Higgins	Neville	Ross
Adler	Day	Hoadley	Newcomb	Ruehl
Ahern	Davis M	Hooker	Nye	Salyerds
Allds	Dickey	Hughes	O'Brien	Sanders
Allen J A	Dooling	Keenan	Orr	Schneider
Allston	Doll	Kelsey	Outtonson	Sherer
Ash	Doughty	Knipp	Oxford	Sloane
Barrett	Duer	Landon	Patchin	Smith C W
Bedell	Duross	Langhorst	Patton	Smith G H
Blackwell	Egan	Leggett	Payne	Smith J T
Bourke	Fancher	Lewis	Pendry	Snyder
Bradley	Ferre	Litthauer	Phillips	Stevens
Brooks	Finch	Manee	Phipps	Sulzberger
Burke	Fisher	Marson	Plank	Townsend
Burnett	Fitzgerald	McAdam	Platt	Traub
Burns	Fitzp'ck J H	McCullough	Prince	Treat
Candee	Fowler	McInerney	Rainey	Ulmann
Colby	Fuller	McMillan	Reeve	Wainwright
Conkling	Gardiner	McNair	Reilley	Weber
Coon	Graeff	McQuade	Remsen	Weekes
Cotton	Griffith	Meeks	Reynolds	Williams
Coughtry	Hammond	Monroe	Richter	Wolf
Cowan	Hanford	Moran	Robinson	Woody
Daly	Hewitt	Morgan	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1049) entitled "An act to authorize the comptroller of the city of New York, in his discretion, to examine into the facts concerning the services rendered by Henry Beer, Jr., as janitor, in connection with the manual training high school in the borough of Brooklyn, city of New York" (Int. No. 465), was read the third time, having been printed and upon the desks



of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hewitt	Moran	Robinson
Adler	Daly	Higgins	Morgan	Rogers
Ahern	Darrison	Hoadley	Neville	Ross
Allen F E	Day	Hooker	Newcomb	Ruehl
Allen J A	Davis G	Hughes	Nye	Salyerds
Allston	Davis M	Keenan	O'Malley	Sanders
Apgar	Dickey	Kelsey	Orr	Schneider
Ash	Dooling	Knipp	Outtersen	Seymour
Barrett	Doll	Lally	Oxford	Sherer
Bedell	Doughty	Landon	Palmer	Sloane
Bennet	Duross	Langhorst	Patchin	Smith C W
Blackwell	Dusinbery	Leggett	Patton	Smith G H
Bourke	Egan	Lewis	Payne	Smith J E
Bradley	Fancher	Litthauer	Pendry	Snyder
Brill	Ferre	Manee	Phillips	Stevens
Brooks	Fisher	Mansfield	Phipps	Stiles
Burke	Fitzgerald	Marson	Plank	Townsend
Burnett	Fitzp'ck J H	McAdam	Platt	Traub
Cadin	Fitzp'ck W P	McCullough	Prince	Treat
Candee	Fuller	McInerney	Rainey	Wainwright
Chambers	Gardiner	McKeown	Reeve	Weber
Colby	Grady	McNair	Reilley	Weekes
Conkling	Graeff	McQuade	Remsen	Wilson
Cook	Hammond	Meeks	Reynolds	Wolf
Costello	Hanford	Merritt	Richter	Woody
Coughtry	Haviland	Monroe	Rider	Yale
Cowan				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 781) entitled "An act to amend chapter 522 of the Laws of 1899, entitled 'An act in relation to an assessment for the grading, construction and improvement of Surf avenue in

the city of New York, late town of Gravesend, Kings county,' in relation to the refund of portions of the assessment " (Int. No. 666), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Ross
Adler	Cowan	Hewitt	Morgan	Ruehl
Ahern	Daly	Higgins	Neville	Salyerds
Allds	Darrison	Hooker	Newcomb	Sanders
Allen F E	Day	Hughes	Nye	Scanlon
Allen J A	Davis M	Kelsey	O'Malley	Schneider
Allston	Dickey	Knipp	Orr	Seymour
Apgar	Dooling	Landon	Outterson	Sloane
Baldwin	Doll	Langhorst	Palmer	Smith C W
Bedell	Doughty	Leggett	Patchin	Smith J E
Bennet	Duer	Lewis	Patton	Smith J T
Bordwell	Duross	Litthauer	Pendry	Snyder
Bourke	Egan	Mansfield	Phillips	Stevens
Bradley	Ferre	Marson	Phipps	Sulzberger
Brill	Finch	McAdam	Plank	Townsend
Burke	Fisher	McCullough	Platt	Treat
Burns	Fitzp'ck J H	McInerney	Rainey	Ulmann
Cadin	Fowler	McKeown	Reeve	Wainwright
Chambers	Fuller	McMillan	Remsen	Weekes
Colby	Grady	McQuade	Reynolds	Williams
Conkling	Graeff	Meeks	Richter	Wilson
Coon	Hammond	Merritt	Robinson	Wolf
Cotton	Hanford	Monroe	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 532) entitled "An act to provide for the audit and payment of certain outstanding claims against the city of Syracuse, constituting the deficiency for the years 1896, 1897

and 1898" (Rec. No. 138), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Monroe	Salyerds
Adler	Cowan	Hammond	Morgan	Sanders
Ahern	Dale	Hanford	Neville	Scanlon
Allds	Daly	Hewitt	Nye	Schneider
Allen F E	Darrison	Higgins	O'Brien	Seymour
Allen J A	Day	Hoadley	Orr	Sherer
Allston	Davis M	Hooker	Outerson	Sloane
Apgar	Dickey	Hughes	Oxford	Smith G H
Baldwin	Dickinson	Keenan	Patchin	Smith J E
Barrett	Doll	Kelsey	Patton	Smith J T
Bedell	Doughty	Knipp	Payne	Snyder
Blackwell	Duer	Lally	Phillips	Stevens
Bordwell	Duross	Langhorst	Phipps	Stiles
Bourke	Dusinbery	Leggett	Plank	Sulzberger
Bradley	Egan	Lewis	Prince	Traub
Brooks	Fancher	Litthauer	Rainey	Treat
Burke	Ferre	Manee	Reeve	Ulmann
Burnett	Finch	Mansfield	Reilly	Wainwright
Cadin	Fisher	Marson	Reynolds	Weber
Candee	Fitzgerald	McAdam	Richter	Weekes
Chambers	Fitzp'ck W P	McInerney	Rider	Williams
Conkling	Fowler	McMillan	Robinson	Wilson
Cook	Fuller	McNair	Rogers	Woody
Costello	Grady	McQuade	Ross	Yale
Cotton	Graeff	Merritt	Ruehl	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 422) entitled "An act to amend the charter of the city of Rome, constituting chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' and chap-

ter 428 of the Laws of 1890, entitled 'An act to establish a board of fire and police commissioners for the city of Rome,' and the various acts amendatory thereof, for the purpose of creating a city court of the city of Rome" (Rec. No. 97), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Nye	Sanders
Adler	Coughtry	Hewitt	O'Brien	Scanlon
Ahern	Cowan	Hoadley	O'Malley	Schneider
Allen F E	Dale	Hooker	Outterson	Seymour
Allen J A	Daly	Hughes	Oxford	Sherer
Allston	Darrison	Kelsey	Palmer	Sloane
Ash	Day	Knipp	Patchin	Smith C W
Baldwin	Davis G	Landon	Patton	Smith G H
Bedell	Davis M	Langhorst	Payne	Smith J E
Bennet	Dickinson	Leggett	Pendry	Smith J T
Blackwell	Dooling	Lewis	Phillips	Snyder
Bordwell	Doughty	Litthauer	Phipps	Stevens
Bourke	Duer	Mansfield	Plank	Stiles
Bradley	Duross	Marson	Platt	Sulzberger
Brill	Dusinbery	McAdam	Prince	Townsend
Brooks	Egan	McCullough	Rainey	Traub
Burke	Ferre	McInerney	Reeve	Treat
Burnett	Fisher	McKeown	Reilley	Ulman
Burns	Fitzgerald	McMillan	Reynolds	Wainwright
Cadin	Fitzp'ck J H	McNair	Richter	Weber
Chambers	Fitzp'ck W P	McQuade	Rider	Weekes
Colby	Fuller	Meeks	Robinson	Williams
Conkling	Grady	Monroe	Rogers	Wilson
Cook	Graeff	Moran	Ross	Wolf
Coon	Griffith	Neville	Ruehl	Woody
Costello	Hanford	Newcomb	Salyerds	Yale



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 303) entitled "An act to amend section 1373 of chapter 466 of the Laws of 1901, entitled 'An act to amend the Greater New York Charter, chapter 378 of the Laws of 1897, entitled "An act act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,"' relative to interpreters of the Municipal Court" (Rec. No. 117), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 115 {  
} NOES 00 {

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Richter
Adler	Cotton	Graeff	Merritt	Robinson
Ahern	Coughtry	Griffith	Monroe	Rogers
Allds	Cowan	Hammond	Morgan	Ross
Allen F E	Dale	Haviland	Neville	Ruehl
Allen J A	Daly	Hewitt	Nye	Salverds
Apgar	Darrison	Higgins	O'Brien	Sanders
Ash	Day	Hoadley	O'Malley	Scanlon
Baldwin	Davis G	Hooker	Orr	Seymour
Barrett	Davis M	Hughes	Outterson	Sherer
Bennet	Dickey	Keenan	Oxford	Sloane
Blackwell	Dickinson	Knipp	Palmer	Smith G H
Bordwell	Doll	Lally	Patchin	Smith J T
Bradley	Doughty	Leggett	Patton	Snyder
Brill	Duer	Lewis	Payne	Stiles
Brooks	Duross	Litthauer	Pendry	Sulzberger
Burke	Egan	Manee	Phillips	Traub

Burns	Fancher	Mansfield	Phipps	Treat
Candee	Finch	McAdam	Platt	Wainwright
Chambers	Fisher	McInerney	Prince	Weekes
Colby	Fitzp'ck W P	McKeown	Reeve	Wilson
Cook	Fitzp'ck J H	McMillan	Remsen	Wolf
Coon	Fuller	McNair	Reynolds	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 198) entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to sale of surplus earth, materials, etc., and the use and expenditure by said commissioners of the moneys received on such sale and upon sale of the bonds authorized to be issued by said act, etc." (Rec. No. 95), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Moran	Ross
Adler	Coughtry	Haviland	Morgan	Salyerds
Ahern	Dale	Hewitt	Neville	Sanders
Allen F E	Daly	Higgins	Newcomb	Scanlon
Allen J A	Darrison	Hoadley	O'Brien	Seymour
Allston	Davis G	Hughes	O'Malley	Sherer
Ash	Davis M	Keenan	Orr	Smith C W
Baldwin	Dickinson	Kelsey	Outtersen	Smith G H
Barrett	Dooling	Knipp	Palmer	Smith J E

Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Payne	Snyder
Bordwell	Duer	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Plank	Sulzberger
Brooks	Fancher	Manee	Platt	Townsend
Burke	Ferre	Marson	Rainey	Treat
Burnett	Fisher	McAdam	Reeve	Ulmann
Burns	Fitzgerald	McInerney	Reilly	Wainwright
Candee	Fitzp'ck J H	McKeown	Reynolds	Weekes
Chambers	Fitzp'ck W P	McNair	Richter	Williams
Colby	Fowler	McQuade	Rider	Wilson
Conkling	Fuller	Meeks	Robinson	Woody
Cook	Grady	Merritt	Rogers	Yale
Coon	Griffith			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 568) entitled "An act to amend section 8 of chapter 417 of the Laws of 1897, entitled 'An act in relation to personal property, constituting chapter 47 of the general laws,' relative to trustees" (Rec. No. 147), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 569) entitled "An act to amend section 91 of chapter 547 of the Laws of 1896, entitled 'An act relating to real property, constituting chapter 46 of the general laws,' relative to trustees" (Rec. No. 148), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 477) entitled "An act to amend the Tax Law, relating to collector's notices to non-resident taxpayers of dates for receiving taxes" (Rec. No. 119), was read the third time, having been printed and upon the desks of the members in

its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 97 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Morgan	Ross
Ahern	Coughtry	Hanford	Neville	Ruehl
Allds	Dale	Hewitt	Newcomb	Sanders
Allen F E	Darrison	Hoadley	Nye	Scanlon
Allston	Day	Hughes	O'Malley	Seymour
Ash	Davis M	Kelsey	Orr	Sherer
Barrett	Dickey	Lally	Oxford	Smith C W
Bedell	Dooling	Langhorst	Palmer	Smith J E
Bennet	Doll	Leggett	Patton	Snyder
Blackwell	Duer	Lewis	Payne	Stevens
Bourke	Duross	Litthauer	Phillips	Sulzberger
Bradley	Dusinbery	Mansfield	Plank	Townsend
Brill	Fancher	McAdam	Prince	Treat
Brooks	Ferre	McCullough	Rainey	Ulmann
Burnett	Fisher	McKeown	Reilley	Weber
Burns	Fitzp'ek J H	McMillan	Remsen	Weekes
Candee	Fitzp'ek W P	McQuade	Reynolds	Wilson
Chambers	Fuller	Merritt	Rider	Woody
Conkling	Grady	Monroe	Robinson	Yale
Coon	Graeff			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Robinson gave notice that he would call up the bill (No. 531) entitled "An act to amend the Highway Law, relating to the use of automobiles on streets and highways and in public places" (Int. No. 199), heretofore recalled from the Senate pursuant to resolution of the Senate and Assembly.

Mr. Robinson moved to reconsider the vote by which said bill was passed.



Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hanford	Morgan	Ross
Adler	Daly	Hewitt	Neville	Ruehl
Ahern	Darrison	Higgins	Newcomb	Salyerds
Allen F E	Day	Hoadley	Nye	Sanders
Allen J A	Davis G	Hooker	O'Brien	Scanlon
Allston	Davis M	Hughes	O'Malley	Schneider
Apgar	Dickey	Keenan	Orr	Seymour
Baldwin	Dickinson	Kelsey	Outterson	Sherer
Barrett	Dooling	Knipp	Oxford	Smith C W
Bennet	Doll	Lally	Palmer	Smith G H
Blackwell	Doughty	Langhorst	Patchin	Smith J E
Bordwell	Duer	Leggett	Patton	Smith J T
Bourke	Duross	Lewis	Payne	Stevens
Brill	Dusinbery	Litthauer	Pendry	Stiles
Brooks	Egan	Maneo	Phillips	Sulzberger
Burke	Fancher	Mansfield	Phipps	Townsend
Burnett	Ferre	Marson	Plank	Traub
Burns	Finch	McAdam	Platt	Treat
Cadin	Fisher	McCullough	Prince	Ulmann
Candee	Fitzgerald	McInerney	Rainey	Wainwright
Chambers	Fitzp'ck J H	McKeown	Reeve	Weber
Conkling	Fitzp'ck W P	McMillan	Reilley	Weekes
Cook	Fuller	McNair	Remsen	Wilson
Coon	Gardiner	Meeks	Reynolds	Wolf
Costello	Grady	Merritt	Richter	Woody
Cotton	Graeff	Monroe	Robinson	Yale
Coughtry	Griffith	Moran	Rogers	

Said bill having been announced for a third reading,

Mr. Reeve moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

Page 4, line 16, after the word "fined" insert the words "for the first offense."

Same page, line 17, after the word "dollars" strike out all down to and including the word "courts" on line 18, and insert the words "for the second offense shall be guilty of a misdemeanor and on conviction thereof shall be fined not less than twenty-five and not more than fifty dollars or by imprisonment for not more than twenty days, or both such fine and imprisonment."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Doughty, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 275, entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy, and repealing certain sections thereof" (Rec. No. 52), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 320, entitled "An act to amend chapter 559 of the Laws of 1895, known as 'The Membership Corporations Law,' respecting a quorum of the directors" (Rec. No. 86), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 59, entitled "An act to amend the Greater New York Charter, relative to inferior courts of criminal jurisdiction" (Rec. No. 15), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 288, Assembly reprint No. 888, entitled "An act to amend chapter 441 of the Laws of 1899, entitled 'An act to create a commissioner of jurors in the several counties of this State,' relative to the payment of the salary of the commissioner, etc." (Rec. No. 74), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message was received from the Senate in the words following:

IN SENATE, *February 28, 1902.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 641, entitled "An act to amend chapter 59 of the Laws of 1882, entitled 'An act to incorporate the Buffalo Merchants' Exchange,' and the acts amendatory thereof and supplementary thereto" (Rec. No. 61).

The vote upon the final passage of said bill having been reconsidered, on motion of Mr. Hill, and by unanimous consent, the same was amended as follows:

Page 1, line 2, strike out the words "being an act."

Same page, line 3, strike out the words "passed April."

Same page, line 4, strike out the words "fourteenth, eighteen hundred and eighty-two."

Page 2, line 22, strike out the words "provided they" and insert the words "and they shall."

Same page, line 24, strike out the word "subscribing."

Same page, line 25, strike out the word "thereto" and insert the word "thereof."

Page 3, line 2, strike out the word "subscribing."

Same page, line 3, strike out the period after the word "exchange" and insert the words "upon securing the written consent of the subscribing members of such gratuity fund."

Said bill, as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,  
*Clerk.*

The Senate returned the following entitled bills with a message that they had concurred in the passage of the same without amendment:

"An act to legalize the bonds of Union Free School District No. 1 of the town of Westfield, in the county of Chautauqua." (No. 886, Int. No. 787.)

"An act to authorize the town of Canton, in the county of St. Lawrence, to provide for a site for a free public library, and to make an annual appropriation for the maintenance of such library." (No. 928, Int. No. 781.)

"An act to amend the Stock Corporation Law relative to reorganization upon sale of corporate property." (No. 675, Int. No. 597.)

"An act to amend the County Law, relating to the compensation of court criers, as amended by chapter 439 of the Laws of 1896, entitled 'An act to amend the County Law, relating to the compensation of court criers.'" (No. 924, Int. No. 777.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the several acts amendatory thereof and supplementary thereto, in relation to the legislative department and department of finance." (No. 655, Int. No. 583.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.



"An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville, in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness." (No. 885, Int. No. 578.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to lay out, establish and regulate a public driveway in the city of Troy." (No. 883, Int. No. 750.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

"An act to amend the charter of the city of Elmira, relative to the salary of the clerk of the City Court." (No. 111, Int. No. 111.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' as amended, relative to city sealer." (No. 425, Int. No. 401.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act to provide for extending the time in which to pay assessments for improvements ordered by the public improvement commission of the city of Cohoes and for retiring certificates of indebtedness issued by the city of Cohoes for such improvements and for the issue of certificates of indebtedness to cover the costs of improvements." (No. 482, Int. No. 433.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Cohoes.

"An act to authorize the common council of the city of Elmira to determine and award damages for destruction of personal property in smallpox quarantine." (No. 478, Int. No. 429.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

On motion of Mr. Kelsey, the House adjourned.

## MONDAY, MARCH 3, 1902.

The House met pursuant to adjournment.

Mr. Allds in the chair.

Prayer by the Rev. Archibald L. Love.

On motion of Mr. Kelsey, the reading of the journal of Friday, February 28, 1902, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of J. Hood Wright Memorial Hospital in the city of New York; which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented a petition from the Legislature of the State of Nebraska, requesting the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution, which amendment shall provide for the election of the United States Senators by direct vote of the people; which was referred to the committee on the judiciary.

Mr. Payne was excused indefinitely on account of illness.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 58 of the Election Law, entitled 'An act in relation to elections, constituting chapter 6 of the general laws,' relating to places of filing certificates of nomination" (No. 309, Rec. No. 182), which was read the first time and referred to the committee on the judiciary.

"An act to legalize certain acts of the corporation known as the United Presbyterian Synod of New York" (No. 663, Rec. No. 183), which was read the first time and referred to the committee on charitable and religious societies.

"An act in relation to interpreters for the several courts in the county of Queens" (No. 668, Rec. No. 184), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 1 of chapter 570 of the Laws of 1895, entitled 'An act for the incorporation of associations for the improvement of the breed of horses and to regulate the

same; and to establish a State racing commission' ” (No. 667, Rec. No. 185), which was read the first time and referred to the committee on the judiciary.

“An act to amend the Domestic Relations Law in relation to marriage ” (No. 616, Rec. No. 186), which was read the first time and referred to the committee on the judiciary.

“An act to amend section 1 of chapter 754 of the Laws of 1895, entitled ‘An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correctional and reformatory institutions wholly or partly under private control, for care, support and maintenance,’ in relation to payments by villages and towns to hospitals in adjoining States ” (No. 688, Rec. No. 187), which was read the first time and referred to the committee on general laws.

“An act to authorize the city of New York to establish and maintain municipal club houses for boys, to provide for the payment therefor and for the maintenance thereof ” (No. 397, Rec. No. 188), which was read the first time and referred to the committee on affairs of cities.

“An act to provide for the licensing of dogs in cities of the second class, for the care and protection of lost, strayed and homeless dogs, for securing and protecting the rights of the owners thereof, and for the protection of the public ” (No. 531, Rec. No. 189), which was read the first time and referred to the committee on affairs of cities.

“An act to amend chapter 4 of the Laws of 1891, entitled ‘An act to provide for rapid transit railways in cities of over one million inhabitants ’ ” (No. 687, Rec. No. 190), which was read the first time and referred to the committee on affairs of cities.

“An act to amend the Tax Law, in relation to the taxation of trust companies ” (No. 657, Rec. No. 191), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Ross introduced a bill entitled “An act concerning the settlement and collection of the arrearages of unpaid taxes and

assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900 " (Int. No. 1049), which was read the first time and referred to the committee on affairs of cities.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1186) entitled "An act to amend the Forest, Fish and Game Law, relative to the taking of wild birds" (Int. No. 944), reported the same with the following recommendations:

Page 1, lines 2 and 3, strike out the words "as amended by chapter ninety-one of the laws of nineteen hundred and one."

Same page, line 5, after the word "laws" insert the following words, "as amended by chapter seven forty-one of the laws of nineteen hundred and chapter ninety-one of the laws of nineteen hundred and one,"

Page 2, line 3, strike out the letter "s" from the word "birds."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1184) entitled "An act to amend the Forest, Fish and Game Law, in relation to nets in Lakes Ontario and Erie" (Int. No. 942), reported the same with the following recommendations:

Page 1, lines 2 and 3, strike out the words "as amended by chapter six hundred and fourteen of the laws of nineteen hundred and one."

Same page, line 5, after the word "laws" insert the following words, "as amended by chapter six hundred and fourteen of the laws of nineteen hundred and one."

Page 2, line 3, strike out the word "traps" and insert in lieu thereof the word "trap-nets."

RICHARD GARDINER,  
*Chairman.*



Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1114) entitled "An act to amend chapter 209 of the Laws of 1893, entitled 'An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam and to acquire the necessary franchises for those purposes'" (Int. No. 893), reported the same with the following recommendations:

Page 2, line 14, after the word "public" insert the word "or."

Amend the title to read as follows:

"An act to amend chapter two hundred and nine of the laws of eighteen hundred and ninety-three, entitled 'An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam and to acquire the necessary franchises for those purposes,' by authorizing said company to supply such light, heat and power to other towns."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading:

"An act to provide for acquiring the site of Fort Brewerton, in the town of Hastings, Oswego county, and making an appropriation therefor." (No. 363, Int. No. 346.)

"An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture." (No. 1074, Int. No. 872.)

"An act to amend the Insanity Law, relating to the deposit of money and purchases on credit." (No. 1125, Int. No. 902.)

“An act to amend the Forest, Fish and Game Law, in relation to nets in Chaumont bay and adjacent waters.” (No. 1185, Int. No. 943.)

“An act in relation to Beach avenue, Oak avenue and Woodbine avenue, in the village of Larchmont, Westchester county, State of New York.” (No. 1071, Int. No. 868.)

“An act in relation to the Boston post road, Railroad avenue, North street and the old Boston post road, in the town of Rye, county of Westchester and State of New York.” (No. 1068, Int. No. 865.)

“An act to repeal section 72 of the Forest, Fish and Game Law, relating to fishing in Lake Champlain.” (No. 1144, Int. No. 913.)

“An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton.” (No. 996, Int. No. 820.)

“An act to incorporate the Fidelity Mutual Title Insurance Company.” (No. 492, Int. No. 443.)

“An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds by the town of Southport, in said county.” (No. 1029, Int. No. 845.)

“An act to amend section 1 of chapter 754 of the Laws of 1895, entitled ‘An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correctional and reformatory institutions wholly or partly under private control, for care, support and maintenance,’ in relation to payments by villages and towns to hospitals in adjoining States.” (No. 1078, Int. No. 877.)

“An act to amend chapter 34 of the Laws of 1858, entitled ‘An act to make School District No. 9, in the town of Pomfret, a union free school district,’ in relation to the powers of the board of education, and the compensation of officers.” (No. 1152, Int. No. 921.)

“An act to repeal section 13 of chapter 186 of the Laws of 1817, entitled ‘An act to incorporate the Colecton Bridge Company,’ and to authorize the stockholders of said bridge company

to increase the capital stock thereof and to construct an iron bridge." (No. 1137, Int. No. 906.)

"An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives." (No. 1055, Int. No. 852.)

"An act to legalize the establishment of Union Free School District No. 9, in the town of Mount Pleasant, county of Westchester, and the acts of the board of trustees thereof." (No. 1034, Int. No. 851.)

"An act to amend section 8 of the Public Buildings Law, in relation to the duties of the State Architect." (No. 1235, Int. No. 898.)

"An act to amend chapter 342 of the Laws of 1892, relative to practice in the Municipal Court of the city of Syracuse." (No. 1156, Int. No. 926.)

"An act to amend the Tax Law, in relation to collector's notice in Suffolk county." (No. 1107, Int. No. 884.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to city elections and terms of city officers." (No. 1080, Int. No. 870.)

"An act to amend the Membership Corporations Law, relative to the consolidation of existing membership corporations." (No. 647, Int. No. 575.)

"An act to amend chapter 485 of the Laws of 1883, entitled 'An act in relation to the construction of sewers in the city of Schenectady, and to authorize the common council of said city to borrow money for that purpose,' and the acts amendatory thereof, relative to the issue of bonds." (No. 1111, Int. No. 888.)

"An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton." (No. 201, Int. No. 201.)

An act to amend section 601 of the Penal Code of the State of New York, relating to receiving deposits in an insolvent bank." (No. 1197, Senate reprint No. 216, Rec. No. 71.)

"An act to amend the Greater New York Charter, relative to the jurisdiction of the fire department over harbor fires." (No. 1194, Int. No. 757.)

"An act to amend the Greater New York Charter, relating to

appeals to the board of examiners from a decision of the superintendent of buildings." (No. 1151, Int. No. 920.)

"An act to provide for the enrollment of members of political parties in towns." (No. 1198, Senate reprint No. 376, Rec. No. 57.)

"An act to amend chapter 562 of the Laws of 1890, entitled 'An act to revise the charter of the village of Alden,' in relation to the powers of treasurer." (No. 1118, Int. No. 895.)

"An act to amend the Highway Law, relative to county supervision of highways." (No. 1196, Int. No. 435.)

"An act to enable the city of Yonkers to relieve or correct any defects in the sewerage system within the city, and to provide for the cost thereof." (No. 1024, Int. No. 840.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and the erecting, completing and enlarging school buildings." (No. 1060, Int. No. 857.)

"An act to authorize a justice of the peace of the town of Cortlandville, Cortland county, to maintain his office and transact town business in the city of Cortland." (No. 1056, Int. No. 853.)

"An act to amend the Tax Law, in relation to the taxation of trust companies." (No. 1105, Int. No. 882.)

"An act relative to a public school teachers' retirement fund in the city of Poughkeepsie." (No. 1104, Int. No. 881.)

"An act to amend chapter 26 of the Laws of 1885, relative to compensation of sealer of weights and measures in the city of Syracuse." (No. 1195, Int. No. 821.)

"An act to repeal chapter 541 of the Laws of 1864, and chapter 28 of the Laws of 1869, relating to additional justices in the town of Granville, in the county of Washington." (No. 1057, Int. No. 854.)

"An act making an appropriation for buildings for repairs and improvements at the State hospitals for the insane." (No. 1077, Int. No. 875.)

"An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating



to criminal procedure and the punishment of crime, and to suggest legislation thereon." (No. 1022, Int. No. 838.)

"An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' in relation to the contingent fund." (No. 1028, Int. No. 844.)

"An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' relative to street pavements and improvements." (No. 1066, Int. No. 863.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to assessors and assessments." (No. 1073, Int. No. 871.)

"An act to amend the Business Corporations Law, relating to the transfer of property of consolidating corporations to the new corporation created thereby." (No. 371, Int. No. 354.)

"An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter 503 of the Laws of 1899." (No. 874, Int. No. 741.)

"An act to amend the Greater New York Charter with reference to the powers of the borough presidents." (No. 816, Int. No. 699.)

"An act to amend chapter 596 of the Laws of 1898, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled "An act to organize and establish a police department for the city of Yonkers," and the acts amendatory thereof,' as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers." (No. 1025, Int. No. 841.)

"An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester, by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution,' and providing that the powers and duties of the commis-

sioners shall be vested in and be performed by the commissioner of public works of the city of Rochester, and validating the acts of the commissioners." (No. 1138, Int. No. 907.)

"An act authorizing the comptroller of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to John G. Diegan compensation for services actually rendered to the city of New York as attendant in the Municipal Court of the city of New York, borough of Manhattan, Eighth Judicial District, between the 10th day of August, 1899, and the 1st day of February, 1900, and prior to the classification and preparation of municipal civil service eligible lists for the position of attendants in the said court." (No. 1128, Int. No. 377.)

"An act to amend the Code of Civil Procedure, relating to the City Court of the city of New York." (No. 1192, Int. No. 158.)

"An act to amend chapter 617 of the Laws of 1896, entitled 'An act to provide for the construction of a bridge over the Bronx river at Westchester avenue in the city of New York,' relative to the method of payment of cost of such bridge." (No. 1193, Int. No. 728.)

Which report was agreed to, and said bills ordered engrossed for a third reading.

The bill (No. 580) entitled "An act to amend the Railroad Law in relation to percentage of gross receipts to be paid in cities or villages; report of officers" (Int. No. 519), having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1127) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Int. No. 216), having been announced for a second reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill (No. 243) entitled "An act to amend the Forest,

Fish and Game Law, relative to powers of game protectors" (Rec. No. 42), having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill No. 382) entitled "An act amending the Code of Civil Procedure by inserting therein a new section to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State" (Rec. No. 79), having been announced for a second reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1090) entitled "An act to amend the Forest, Fish and Game Law, in relation to woodcock and grouse" (Int. No. 386), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1199) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (Int. No. 469), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1002) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relative to the office of city architect" (Int. No. 827), having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill (No. 291, Assembly reprint No. 950) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relating to ordinances and appropriations of money" (Rec. No. 34), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 991) entitled "An act relating to Mt. Magdalen School of Industry and Reformatory of the Good Shepherd in the city of Troy and commitments thereto" (Int. No. 815), was read the second time.

On motion of Mr. Ahern, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 517) entitled "An act for the relief of the German Hospital and Dispensary in the city of New York, and to authorize a change of a lease from the mayor, aldermen and commonalty of the city of New York to the German Hospital and Dispensary in the city of New York to a grant, and to authorize the sale or leasing of the said property by the German Hospital and Dispensary in the city of New York" (Rec. No. 170), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.

The bill (No. 1089) entitled "An act to incorporate the Buffalo Zoological Society, and to provide for the establishment of a zoological garden in the city of Buffalo" (Int. No. 317), having been announced for a third reading,

Mr. Brooks moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 4, line 17, after the word "public" insert the words "at all times" and strike out the words "four days in the week, including all Saturdays, Sundays and holidays."

Same page, line 21, strike out the words "on such free days."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill, amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1093) entitled "An act to amend section 383 of the Code of Civil Procedure, relative to the statute of limitations



as to certain actions" (Int. No. 488), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 863) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (Int. No. 442), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 226) entitled "An act to amend section 3326 of the Code of Civil Procedure, in relation to jurors' fees in justice's court" (Int. No. 211), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 597) entitled "An act to amend chapter 377 of the Laws of 1896, entitled 'An act in relation to benevolent orders, constituting chapter 44 of the general laws,' by adding to the orders therein specified councils of the Knights of Columbus" (Rec. No. 160), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 129 {  
} NOES 00 {

Those who voted in the affirmative, were

Adams	Daly	Hoadley	Morgan	Ross
Adler	Darrison	Hooker	Neville	Ruehl
Ahern	Day	Hughes	Newcomb	Salyerds
Allen F E	Davis G	Keenan	Nye	Sanders
Allen J A	Davis M	Kelsey	O'Brien	Scanlon

Apgar	Dickey	Knipp	O'Malley	Schneider
Ash	Dickinson	Lally	Orr	Sherer
Barrett	Doll	Landon	Outterson	Smith G W
Bedell	Doughty	Langhorst	Oxford	Smith G H
Blackwell	Duross	Leggett	Palmer	Smith J E
Bourke	Dusinbery	Lewis	Patchin	Smith J T
Bradley	Egan	Litthauer	Patton	Snyder
Brill	Fancher	Mancee	Payne	Stevens
Burke	Ferre	Mansfield	Pendry	Stiles
Burnett	Fisher	Marson	Phillips	Sulzberger
Burns	Fitzp'ck J H	McAdam	Phipps	Townsend
Candee	Fitzp'ck W P	McCullough	Plank	Traub
Chambers	Fowler	McInerney	Platt	Ulmann
Colby	Fuller	McKeown	Rainey	Wainwright
Conkling	Gardiner	McMillan	Reeve	Weber
Cook	Grady	McNair	Reilley	Weekes
Costello	Graeff	McQuade	Remsen	Wilson
Cotton	Griffith	Meeks	Reynolds	Wolf
Coughtry	Hanford	Merritt	Richter	Woody
Cowan	Haviland	Monroe	Rider	Yale
Dale	Higgins	Moran	Rogers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 24) entitled "An act making an appropriation for the salaries of mechanics employed by the State Inspector of Gas Meters in pursuance of law, and supplying deficiencies in former appropriations" (Rec. No. 80), having been announced for a third reading,

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Higgins	Newcomb	Ruehl
Adler	Cowan	Hooker	Nye	Salyerds
Ahern	Dale	Hughes	O'Brien	Sanders
Allds	Daly	Keenan	Orr	Scanlon

Allen F E	Darrison	Kelsey	Outterson	Schneider
Allen J A	Davis G	Lally	Oxford	Seymour
Allston	Davis M	Landon	Palmer	Sherer
Ash	Dickinson	Langhorst	Patchin	Smith C W
Baldwin	Dooling	Leggett	Patton	Smith G H
Barrett	Doll	Lewis	Payne	Smith J E
Bedell	Doughty	Litthauer	Pendry	Smith J T
Bennet	Duross	Manee	Phillips	Snyder
Blackwell	Dusinbery	Mansfield	Phipps	Stevens
Bordwell	Fancher	Marson	Plank	Stiles
Bourke	Ferre	McAdam	Platt	Sulzberger
Bradley	Finch	McCullough	Prince	Townsend
Brooks	Fisher	McInerney	Rainey	Traub
Burke	Fitzp'ck J	HMcKeown	Reeve	Treat
Burnett	Fitzp'ck W	PMcMillan	Reilley	Ulmann
Burns	Fowler	McNair	Remsen	Weber
Cadin	Gardiner	Meeks	Reynolds	Weekes
Candee	Grady	Merritt	Richter	Williams
Chambers	Graeff	Monroe	Rider	Wilson
Colby	Hammond	Moran	Robinson	Wolf
Cook	Hanford	Morgan	Rogers	Woody
Coon	Hewitt	Neville	Ross	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 423) entitled "An act to amend section 1774 of the Code of Civil Procedure, relating to the judgment in certain matrimonial actions" (Rec. No. 98), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 548) entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking or possession of plover and other birds" (Rec. No. 155), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Morgan	Ross
Adler	Dale	Hewitt	Neville	Ruehl
Ahern	Daly	Higgins	Newcomb	Salyerds
Alds	Darrison	Hoadley	Nye	Sanders
Allen J A	Day	Hooker	O'Brien	Scanlon
Allston	Davis G	Hughes	O'Malley	Schneider
Apgar	Davis M	Keenan	Orr	Seymour
Ash	Dickey	Kelsey	Outterson	Sherer
Baldwin	Dickinson	Knipp	Oxford	Sloane
Bedell	Dooling	Landon	Palmer	Smith C W
Bennet	Doll	Langhorst	Patchin	Smith G H
Blackwell	Doughty	Leggett	Patton	Smith J E
Bordwell	Duross	Lewis	Payne	Smith J T
Bourke	Dusinbery	Litthauer	Pendry	Snyder
Brill	Egan	Mancee	Phillips	Stevens
Brooks	Fancher	Mansfield	Phipps	Stiles
Burke	Ferre	Marson	Plank	Sulzberger
Burnett	Finch	McAdam	Platt	Townsend
Burns	Fisher	McCullough	Prince	Traub
Cadin	Fitzgerald	McInerney	Rainey	Treat
Candee	Fitzp'ck W P	McKeown	Reeve	Ulmann
Chambers	Fowler	McMillan	Reilley	Wainwright
Colby	Fuller	McNair	Remsen	Weber
Conkling	Gardiner	McQuade	Reynolds	Weekes
Cook	Grady	Meeks	Richter	Wilson
Coon	Graeff	Merritt	Rider	Wolf
Costello	Griffith	Monroe	Robinson	Woody
Coughtry	Hammond	Moran	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 595) entitled "An act to authorize Union School District No. 8 of the town of Groton to issue bonds for the purpose of paying bonds issued by said district for the purpose of building a schoolhouse, and falling due April 1, 1903" (Rec. No. 133), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Ross
Adler	Daly	Hewitt	Neville	Ruchl
Ahern	Darrison	Higgins	Newcomb	Salverds
Allds	Day	Hooker	Nye	Sanders
Allen F E	Davis G	Hughes	O'Brien	Scanlon
Allston	Davis M	Keenan	O'Malley	Schneider
Apgar	Dickey	Kelsey	Orr	Seymour
Ash	Dickinson	Knipp	Outterson	Sherer
Baldwin	Dooling	Lally	Oxford	Sloane
Barrett	Doll .	Landon	Palmer	Smith C W
Bennet	Doughty	Langhorst	Patchin	Smith G H
Bordwell	Duer	Leggett	Patton	Smith J E
Bourke	Duross	Lewis	Payne	Smith J T
Bradley	Dusinbery	Litthauer	Pendry	Snyder
Brill	Egan	Manee	Phillips	Stevens
Brooks	Fancher	Mansfield	Phipps	Stiles
Burke	Ferre	Marson	Plank	Sulzberger
Burnett	Finch	McAdam	Platt	Townsend
Burns	Fisher	McCullough	Prince	Traub
Cadin	Fitzgerald	McInerney	Rainey	Ulmann
Chambers	Fitzp'ck J H	McKeown	Reeve	Wainwright
Colby	Fitzp'ck W P	McMillan	Reilley	Weber
Conkling	Fowler	McNair	Remsen	Weekes
Cook	Fuller	McQuade	Reynolds	Williams
Coon	Gardiner	Meeks	Richter	Wilson
Costello	Grady	Merritt	Rider	Wolf
Cotton	Griffith	Monroe	Robinson	Woody
Coughtry	Hammond	Moran	Rogers	Yale
Cowan	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 568) entitled "An act to amend section 8 of chapter 417 of the Laws of 1897, entitled 'An act in relation to personal property, constituting chapter 47 of the general

laws,' relative to trustees " (Rec. No. 147), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hammond	Moran	Ross
Adler	Costello	Haviland	Morgan	Ruehl
Ahern	Cotton	Hewitt	Neville	Salyerds
Allds	Coughtry	Higgins	Newcomb	Sanders
Allen F E	Cowan	Hoadley	Nye	Scanlon
Allen J A	Dale	Hooker	O'Brien	Schneider
Allston	Daly	Hughes	O'Malley	Seymour
Apgar	Darrison	Kelsey	Orr	Sherer
Ash	Davis G	Knipp	Outterson	Sloane
Baldwin	Davis M	Lally	Oxford	Smith C W
Barrett	Dickey	Landon	Palmer	Smith G H
Bedell	Dickinson	Langhorst	Patchin	Smith J E
Bennet	Dooling	Leggett	Patton	Smith J T
Bordwell	Doll	Lewis	Payne	Snyder
Blackwell	Duer	Litthauer	Pendry	Stevens
Bourke	Duross	Manee	Phillips	Stiles
Bradley	Egan	Mansfield	Phipps	Sulzberger
Brill	Fancher	Marson	Plank	Townsend
Brooks	Ferre	McAdam	Platt	Traub
Burke	Finch	McCullough	Prince	Ulmann
Burnett	Fitzgerald	McInerney	Rainey	Wainwright
Burns	Fitzp'ek J H	McKeown	Reeve	Weber
Cadin	Fitzp'ek W P	McMillan	Remsen	Weekes
Candee	Fowler	McNair	Reynolds	Williams
Chambers	Gardiner	McQuade	Richter	Wilson
Colby	Grady	Meeks	Rider	Wolf
Conkling	Graeff	Merritt	Robinson	Woody
Cook	Griffith	Monroe	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 569) entitled "An act to amend section 91 of chapter 547 of the Laws of 1896, entitled 'An act relating to real property, constituting chapter 46 of the general laws,' relative to trustees" (Rec. No. 148), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Ross
Adler	Daly	Hewitt	Neville	Ruehl
Ahern	Darrison	Higgins	Newcomb	Salyerds
Alds	Day	Hoadley	Nye	Sanders
Allen F E	Davis G	Hughes	O'Brien	Scanlon
Allen J A	Davis M	Keenan	O'Malley	Schneider
Allston	Dickey	Kelsey	Orr	Seymour
Apgar	Dickinson	Knipp	Outterson	Sloane
Ash	Dooling	Lally	Oxford	Smith C W
Baldwin	Doll	Landon	Palmer	Smith G H
Barrett	Doughty	Langhorst	Patchin	Smith J E
Bedell	Duer	Leggett	Patton	Smith J T
Benmet	Duross	Lewis	Payne	Snyder
Bordwell	Egan	Litthauer	Pendry	Stevens
Bourke	Fancher	Manee	Phillips	Stiles
Bradley	Ferre	Mansfield	Phipps	Sulzberger
Brill	Finch	Marson	Plank	Townsend
Burke	Fisher	McAdam	Platt	Traub
Burnett	Fitzgerald	McCallough	Prince	Treat
Cadin	Fitzp'ck J H	McInerney	Rainey	Ulmann
Candee	Fitzp'ck W P	McKeown	Reeve	Wainwright
Chambers	Fowler	McMillan	Reilley	Weber
Colby	Fuller	McNair	Remsen	Weekes
Conkling	Gardiner	McQuade	Reynolds	Williams
Cook	Grady	Meeks	Richter	Wilson
Coon	Graeff	Merritt	Rider	Wolf
Cotton	Hammond	Monroe	Robinson	Woody
Coughtry	Hanford	Moran	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. O'Malley called up the bill (No. 121) entitled "An act to amend chapter 369 of the Laws of 1895, entitled 'An act creating a commissioner of jurors for each county of the State having a certain population, and regulating and prescribing his duties; also, providing in what manner jury lists shall be made up and jurors drawn and notified in the courts of record in such counties, and how they may be exempted or excused, and the length of service of such jurors,' in relation to the service of jurors" (Int. No. 121), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. O'Malley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Merritt	Rogers
Adler	Cowan	Hammond	Monroe	Ross
Ahern	Daly	Hanford	Moran	Ruehl
Allds	Darrison	Haviland	Morgan	Scanlon
Allen F E	Day	Hewitt	Neville	Schneider
Allen J A	Davis G	Higgins	Newcomb	Seymour
Apgar	Davis M	Hoadley	Nye	Sherer
Baldwin	Dickey	Hooker	O'Brien	Sloane
Barrett	Dickinson	Hughes	O'Malley	Smith C W
Bedell	Dooling	Keenan	Orr	Smith G H
Bennet	Doll	Kelsey	Outterson	Smith J E
Bordwell	Doughty	Knipp	Palmer	Smith J T
Bourke	Duer	Lally	Patchin	Snyder
Bradley	Duross	Landon	Patton	Stevens
Brill	Dusinbery	Langhorst	Payne	Stiles
Brooks	Egan	Leggett	Pendry	Sulzberger



Burke	Fancher	Lewis	Phillips	Townsend
Burnett	Ferre	Litthauer	Phipps	Traub
Burns	Finch	Manee	Plank	Treat
Cadin	Fisher	Mansfield	Platt	Ulmann
Candee	Fitzgerald	Marson	Prince	Wainwright
Chambers	Fitzp'ck J	HMcAdam	Reeve	Weber
Colby	Fitzp'ck W	PMcCullough	Reilley	Weekes
Conkling	Fowler	McInerney	Remsen	Williams
Cook	Fuller	McKeown	Reynolds	Wilson
Coon	Gardiner	McMillan	Richter	Wolf
Costello	Grady	McQuade	Rider	Woody
Cotton	Graeff	Meeks	Robinson	Yale

Mr. O'Malley moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith amended as follows:

Page 2, line 26, strike out all after the word "until" down to and including the word "ant" on line 1, page 3 and insert the words "the number of names of jurors in the jury box is reduced to a number not less than two hundred and fifty."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on general laws, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication was received from Hon. Seth Low, mayor of the city of New York, returning the bill (No. 219) entitled "An act to amend chapter 218 of the Laws of 1901, in relation to extending the term of existence of the commission to revise and codify the laws, rules, practice, pleadings, forms and proceedings of the Municipal Court of the city of New York" (Int. No. 219), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning the bill (No. 428) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to probation officers appointed by the police justice" (Int. No.

404), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Abram Hilton, mayor of the city of Watervliet, returning the bill (No. 337) entitled "An act to amend the charter of the city of Watervliet, relative to the assessment and taxation of property" (Int. No. 320), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Kelsey the Assembly adjourned to meet in the Assembly parlor at 11 o'clock Tuesday, March 4, 1902.

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#### TUESDAY, MARCH 4, 1902.

The House met pursuant to adjournment in the Assembly parlor.

Prayer by Rev. John Van Westenburg.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented a report from the Secretary of State on Statistics of Crime in this State for the year ending October 31, 1901; which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution,' and providing that the powers and duties of the commissioners shall be vested in and be performed by the commissioner of public works of the city of Rochester, and validating

the acts of the commissioners " (No. 695, Rec. No. 192), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the charter of the village of Saratoga Springs and to provide for the appointment of sewer, water and street commissioners for said village and to prescribe their powers and duties " (No. 603, Rec. No. 193), which was read the first time and referred to the committee on affairs of villages.

"An act to enable the city of Yonkers to relieve or correct any defects in the sewerage system within the city and to provide for the cost thereof " (No. 680, Rec. No. 194), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester' " (No. 681, Rec. No. 195), which was read the first time and referred to the committee on affairs of villages.

"An act to create and establish a firemen's relief and pension fund for the paid fire department of the city of Utica and authorizing the granting and payment of pensions and relief to the officers and members of said department entitled thereto " (No. 627, Rec. No. 196), which was read the first time and referred to the committee on affairs of cities.

"An act to vacate and abandon a portion of Second street, in the village of Oneida Castle, as a street, and providing that the land lying contiguous to such abandoned portion on the south shall be bounded northerly by the center of said street " (No. 607, Rec. No. 197), which was read the first time and referred to the committee on affairs of villages.

"An act to authorize the issue of bonds of the city of Rochester to provide money with which to pay bonds of said city which will mature on January 1, 1903, and which are known as the water-works bonds " (No. 690, Rec. No. 198), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 562 of the Laws of 1890, entitled 'An act to revise the charter of the village of Alden,' in relation to the powers of treasurer " (No. 692, Rec. No. 199), which was

read the first time and referred to the committee on affairs of villages.

"An act to amend section 52 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the executive department" (No. 691, Rec. No. 200), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Watertown to borrow money and issue bonds of the city therefor for the purpose of paying for the buildings and construction of sewers and pavement and repairs upon the highways of said city" (No. 686, Rec. No. 201), which was read the first time and referred to the committee on affairs of cities.

Mr. Fowler introduced a bill entitled "An act to amend the Railroad Law in relation to certificates of public convenience and necessity" (Int. No. 1043), which was read the first time and referred to the committee on railroads.

Mr. McMillan introduced a bill entitled "An act for the better protection of the lives of policemen, firemen and others whose duty it may be to enter buildings while on fire" (Int. No. 1044), which was read the first time and referred to the committee on ways and means.

Mr. Moran introduced a bill entitled "An act to amend the Religious Corporations Law, in relation to the disposition of certain real property upon the division of a Roman Catholic parish" (Int. No. 1045), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Stiles introduced a bill entitled "An act authorizing the repair and improvement of the Castorland dyke between the main shore near Castorland depot and the bridge crossing Black river, in the town of Denmark, Lewis county, and making an appropriation therefor" (Int. No. 1046), which was read the first time and referred to the committee on ways and means.

Mr. Wainwright introduced a bill entitled "An act to amend the Greater New York Charter by providing for the appointment of two additional city magistrates and a police clerk"



(Int. No. 1047), which was read the first time and referred to the committee on affairs of cities.

Mr. McQuade introduced a bill entitled "An act to provide for the attachment of the Williams folding stairs to the Genesee street bridge, over the Erie canal, in the city of Utica, and making an appropriation therefor" (Int. No. 1048), which was read the first time and referred to the committee on ways and means.

Mr. Conkling introduced a bill entitled "An act for the construction of a State armory in the city of Oneonta, and making an appropriation therefor" (Int. No. 1050), which was read the first time and referred to the committee on ways and means.

Mr. Keenan introduced a bill entitled "An act to amend the Greater New York Charter in relation to setting apart certain piers in the borough of Queens for recreative purposes" (Int. No. 1051), which was read the first time and referred to the committee on affairs of cities.

Mr. Bedell introduced a bill entitled "An act to amend section 44 of the Railroad Law, relative to checks for baggage" (Int. No. 1052), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. Bennet (by request) introduced a bill entitled "An act for the rehearing of the charge against Joseph Flynn" (Int. No. 1053), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. McKeown introduced a bill entitled "An act to amend chapter 704 of the Laws of 1901, entitled 'An act to make the office of clerk of the county of Kings a salaried office and regulating the management of said office'" (Int. No. 1054), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. McKeown introduced a bill entitled "An act to amend chapter 706 of the Laws of 1901, entitled 'An act to make the

office of register of the county of Kings a salaried office and regulating the management of said office" (Int. No. 1055), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. McKeown introduced a bill entitled "An act to amend chapter 705 of the Laws of 1901, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office'" (Int. No. 1056), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Morgan introduced a bill entitled "An act to incorporate the Diocesan Missions of Long Island and to define its objects and powers in the missionary work of the Protestant Episcopal Church of the diocese of Long Island" (Int. No. 1057), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Coughtry introduced a bill entitled "An act to amend chapter 86 of the Laws of 1850, entitled 'An act to provide for the assessment and collection of taxes in the city of Albany,' in relation to the effect as evidence of deeds by the county treasurer in sales for unpaid taxes" (Int. No. 1058), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Rainey introduced a bill entitled "An act to incorporate the Brooklyn Masonic Guild" (Int. No. 1059), which was read the first time.

On motion of Mr. Rainey, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 810) entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of

the city of Binghamton,' relative to election and appointment of officers" (Int. No. 693), reported the same with the following recommendations:

Page 2, line 19, after the word "ninety-five" insert the following words, "and chapter thirty-five of the laws of eighteen hundred and ninety-eight."

Page 4, line 1, strike out underscoring from the word "day."

Same page, line 2, after the word "following" insert the words "and every four years thereafter two constables shall be chosen" in brackets.

Same page, line 5, strike out the period and insert a comma in lieu thereof; before the word "every" insert the word "and" underscored; make the first "E" in the word "Every" lower case; bracket the word "four" and insert the word "two" underscored before the word "years."

Page 5, lines 10 and 11, strike out the following words, "and whose term will expire with the thirty-first day of December, nineteen hundred and seven."

Page 6, line 5, strike out the word "nine" in "ninety-nine" and insert the word "eight" in lieu thereof.

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation, which report was agreed to, and said bills ordered engrossed for a third reading:

"An act to amend the Forest, Fish and Game Law, in relation to woodcock and grouse." (No. 1090, Int. No. 386.)

"An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property." (No. 1199, Int. No. 469.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relating to ordinances and appropriations of money." (No. 950, Rec. No. 34.)

"An act relating to Mt. Magdalen School of Industry and Reformatory of the Good Shepherd in the city of Troy and commitments thereto." (No. 991, Int. No. 815.)

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act to amend the Village Law, relating to the withdrawal of part of a village situated in two or more towns." (No. 1226, Int. No. 535.)

"An act to amend section 714 of the Code of Civil Procedure, relative to notice of application before judgment." (No. 1227, Int. No. 632.)

"An act to amend section 473 of the Penal Code, relative to officials being interested in contracts." (No. 1223, Int. No. 28.)

"An act to amend the County Law, relative to district attorney and assistant district attorneys of Onondaga county." (No. 1228, Int. No. 84.)

"An act to amend chapter 269 of the Laws of 1897, entitled 'An act to provide for the construction and maintenance of bridges over the waters between cities and towns or incorporated villages in said towns,' relative to amount of bonds to be issued for such purposes by cities." (No. 1225, Int. No. 498.)

"An act to amend the Code of Criminal Procedure, relative to the execution of undertaking upon the putting in of bail." (No. 1224, Int. No. 460.)

"An act to provide for acquiring the site of Fort Brewerton in the town of Hastings, Oswego county, and making an appropriation therefor." (No. 363, Int. No. 346.)

The bill (No. 1196) entitled "An act to amend the Highway Law, relative to county supervision of highways" (Int. No. 435), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 120 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Griffith	Meeks	Rogers
Adler	Costello	Hammond	Merritt	Ross
Ahern	Cotton	Hanford	Monroe	Ruehl
Allds	Cowan	Haviland	Morgan	Salyerds
Allen F E	Daly	Hewitt	Neville	Sanders
Allen J A	Darrison	Hoadley	Nye	Scanlon
Allston	Davis G	Hooker	O'Brien	Seymour
Apgar	Dickey	Hughes	O'Malley	Sherer
Ash	Dickinson	Keenan	Orr	Smith C W
Baldwin	Dooling	Kelsey	Outtersen	Smith G H
Barrett	Doll	Knipp	Palmer	Smith J E
Bedell	Duer	Lally	Patchin	Smith J T
Bennet	Dusinbery	Landon	Payne	Snyder
Blackwell	Egan	Langhorst	Pendry	Stiles
Bordwell	Ferre	Leggett	Phillips	Sulzberger
Bourke	Finch	Lewis	Plank	Townsend
Bradley	Fisher	Litthauer	Platt	Traub
Brill	Fitzgerald	Mansfield	Rainey	Treat
Burke	Fitzp'ck W P	McAdam	Reeve	Wainwright
Burnett	Fitzp'ck J H	McCullough	Remsen	Weber
Burns	Fowler	McInerney	Reynolds	Weekes
Cadin	Fuller	McKeown	Richter	Wilson
Chambers	Grady	McNair	Rider	Wolf
Colby	Graeff	McQuade	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1118) entitled "An act to amend chapter 562 of the Laws of 1890, entitled 'An act to revise the charter of the village of Alden,' in relation to the powers of treasurer" (Int. No. 895), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Day	Hewitt	Monroe	Robinson
Adler	Davis G	Higgins	Moran	Rogers
Ahern	Davis M	Hoadley	Morgan	Ross
Allds	Dickey	Hooker	Neville	Ruehl
Allen J A	Dickinson	Hughes	Newcomb	Salverds
Apgar	Dooling	Keenan	Nye	Sanders
Baldwin	Doll	Kelsey	O'Brien	Scarlton
Barrett	Doughty	Knipp	O'Malley	Schneider
Bennet	Duer	Lally	Orr	Sherer
Blackwell	Duross	Landon	Oxford	Sloane
Bourke	Dusinbery	Langhorst	Palmer	Smith C W
Bradley	Egan	Leggett	Patchin	Smith J E
Brooks	Ferre	Lewis	Patton	Smith J T
Burke	Finch	Litthauer	Payne	Snyder
Burnett	Fisher	Manee	Pendry	Stevens
Cadin	Fitzgerald	Mansfield	Phillips	Stiles
Candee	Fitzp'ck J H	Marson	Phipps	Townsend
Colby	Fitzp'ck W P	McAdam	Plank	Traub
Conkling	Fowler	McCullough	Platt	Treat
Cook	Fuller	McInerney	Prince	Wainwright
Coon	Grady	McKeown	Rainey	Weber
Costello	Graeff	McMillan	Reeve	Weekes
Cotton	Griffith	McNair	Reilley	Williams
Coughtry	Hammond	McQuade	Remsen	Wilson
Cowan	Hanford	Meeks	Reynolds	Woody
Daly	Haviland	Merritt	Richter	Yale
Darrison				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1192) entitled "An act to amend the Code of Civil Procedure, relating to the City Court of the city of New York" (Int. No. 158), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Monroe	Ruehl
Adler	Cotton	Hanford	Moran	Salyerds
Ahern	Dale	Hewitt	Morgan	Sanders
Allds	Daly	Higgins	Neville	Scanlon
Allen F E	Darrison	Hoadley	Nye	Schneider
Allen J A	Day	Hooker	O'Brien	Seymour
Apgar	Davis G	Hughes	O'Malley	Sherer
Ash	Davis M	Keenan	Orr	Sloane
Barrett	Dickey	Knipp	Oxford	Smith C W
Bennet	Dickinson	Lally	Outtersen	Smith G H
Blackwell	Doll	Landon	Palmer	Smith J T
Bordwell	Doughty	Langhorst	Patchin	Snyder
Bourke	Duer	Leggett	Plank	Stevens
Bradley	Duross	Lewis	Platt	Stiles
Brill	Dusinbery	Litthauer	Patton	Sulzberger
Brooks	Egan	Mansfield	Pendry	Townsend
Burke	Ferre	Marson	Phillips	Traub
Burnett	Fisher	McAdam	Rainey	Ulmann
Cadin	Fitzp'ck J H	McCullough	Reeve	Wainwright
Candee	Fitzp'ck W P	McInerney	Reilly	Weber
Chambers	Fowler	McMillan	Remsen	Weekes
Colby	Fuller	McNair	Reynolds	Williams
Conkling	Gardiner	McQuade	Rider	Wilson
Cook	Grady	Meeks	Rogers	Woody
Coon	Griffith	Merritt	Ross	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1194) entitled "An act to amend the Greater New York Charter relative to the jurisdiction of the fire department over harbor fires" (Int. No. 757), having been announced for a third reading.

On motion of Mr. Weber, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1193) entitled "An act to amend chapter 617 of the Laws of 1896, entitled 'An act to provide for the construction of a bridge over the Bronx river at Westchester avenue in the city of New York,' relative to the method of payment of

cost of such bridge " (Int. No. 728), having been announced for a third reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1057) entitled "An act to repeal chapter 541 of the Laws of 1864, and chapter 28 of the Laws of 1869, relating to additional justices in the town of Granville, in the county of Washington " (Int. No. 854), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hanford	Monroe	Ruehl
Adler	Daly	Haviland	Moran	Salyerds
Ahern	Darrison	Hewitt	Morgan	Scanlon
Alds	Davis G	Higgins	Neville	Schneider
Allen F E	Davis M	Hoadley	Newcomb	Seymour
Allston	Dickey	Hughes	Nye	Sherer
Apgar	Dickinson	Keenan	O'Malley	Sloane
Ash	Dooling	Kelsey	Orr	Smith C W
Baldwin	Doll	Knipp	Outterson	Smith G H
Barrett	Doughty	Lally	Oxford	Smith J E
Bedell	Duer	Landon	Palmer	Smith J T
Bennet	Duross	Langhorst	Patton	Snyder
Bordwell	Dusinbery	Leggett	Payne	Stevens
Bourke	Egan	Lewis	Pendry	Stiles
Bradley	Fancher	Litthauer	Phillips	Sulzberger
Brill	Ferre	Manee	Phipps	Townsend
Brooks	Finch	Mansfield	Plank	Traub
Burke	Fisher	Marson	Platt	Treat
Burns	Fitzgerald	McAdam	Rainey	Ulmann
Cadin	Fitzp'ck J H	McCullough	Reeve	Wainwright
Candee	Fitzp'ck W P	McInerney	Reilley	Weekes
Colby	Fowler	McKeown	Remsen	Williams



Conkling	Fuller	McMillan	Reynolds	Wilson
Cook	Gardiner	McNair	Richter	Wolf
Coon	Grady	McQuade	Rider	Woody
Cotton	Graeff	Meeks	Rogers	Yale
Coughtry	Hammond	Merritt	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1077) entitled "An act making an appropriation for buildings for repairs and improvements at the State hospitals for the insane" (Int. No. 875), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 110 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Griffith	Monroe	Ross
Adler	Coon	Hammond	Morgan	Ruehl
Ahern	Cotton	Haviland	Neville	Sanders
Allds	Cowan	Hewitt	Nye	Schneider
Allen F E	Dale	Hoadley	O'Brien	Seymour
Allen J A	Darrison	Hooker	Orr	Sheter
Apgar	Davis M	Keenan	Outtersen	Sloane
Ash	Dickey	Kelsey	Palmer	Smith G H
Baldwin	Dooling	Lally	Patchin	Smith J E
Barrett	Doll	Langhorst	Payne	Snyder
Bennet	Doughty	Leggett	Pendry	Stevens
Blackwell	Duer	Lewis	Phipps	Stiles
Bordwell	Duross	Litthauer	Plank	Townsend
Bourke	Egan	Manee	Platt	Traub
Brill	Fancher	Marson	Prince	Treat
Brooks	Finch	McCullough	Rainey	Ulmann
Burke	Fisher	McInerney	Reeve	Wainwright
Burnett	Fitzgerald	McKeown	Reilley	Weekes
Burns	Fitzp'ek W P	McMillan	Remsen	Williams
Candee	Fuller	McNair	Richter	Wolf
Chambers	Gardiner	McQuade	Rider	Woody
Conkling	Graeff	Merritt	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1105) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (Int. No. 882), having been announced for a third reading,

On motion of Mr. Morgan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1022) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon" (Int. No. 838), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 371) entitled "An act to amend the Business Corporations Law, relating to the transfer of property of consolidating corporations to the new corporation created thereby" (Int. No. 354), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Grady	McNair	Richter
Adler	Coughtry	Griffith	McQuade	Robinson
Ahern	Cowan	Hammond	Meeks	Rogers
Allds	Dale	Hanford	Merritt	Ross
Allen F E	Daly	Haviland	Moran	Ruehl
Allston	Darrison	Hewitt	Morgan	Sanders
Ash	Day	Higgins	Neville	Scanlon
Baldwin	Davis G	Hoadley	Newcomb	Seymour

Bedell	Davis M	Hooker	Nye	Sherer
Burnett	Dickey	Hughes	O'Brien	Sloane
Blackwell	Dickinson	Keenan	O'Malley	Smith C W
Bordwell	Dooling	Kelsey	Orr	Smith J E
Bourke	Doll	Knipp	Outterson	Smith J T
Bradley	Doughty	Lally	Palmer	Snyder
Brill	Duer	Landon	Patchin	Stevens
Brooks	Duross	Langhorst	Patton	Sulzberger
Burke	Dusinbery	Leggett	Payne	Townsend
Burnett	Egan	Lewis	Phillips	Treat
Burns	Fancher	Litthauer	Phipps	Ulmann
Candee	Finch	Manee	Plank	Wainwright
Chambers	Fisher	Mansfield	Prince	Weber
Colby	Fitzp'ck J H	Marson	Rainey	Weekes
Conkling	Fitzp'ck W P	McCullough	Reeve	Williams
Cook	Fowler	McInerney	Reilley	Wolf
Coon	Fuller	McKeown	Remsen	Yale
Costello	Gardiner	McMillan	Reynolds	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1128) entitled "An act authorizing the comptroller of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to, John G. Diegan compensation for services actually rendered to the city of New York as attendant in the Municipal Court of the city of New York, borough of Manhattan, eighth judicial district, between the 10th day of August, 1899, and the 1st day of February, 1900, and prior to the classification and preparation of municipal civil service eligible lists for the position of attendants in the said court" (Int. No. 377), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	139	}
{	NOES	1	}

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Ross
Adler	Coughtry	Griffith	Merritt	Ruehl
Ahern	Cowan	Hammond	Monroe	Salyerds
Allds	Dale	Haviland	Moran	Scanlon
Allen F E	Daly	Hewitt	Morgan	Schneider
Allen J A	Darrison	Higgins	Neville	Seymour
Allston	Day	Hoadley	Newcomb	Sherer
Ash	Davis G	Hooker	Nye	Sloane
Baldwin	Davis M	Hughes	O'Brien	Smith C W
Barrett	Dickey	Keenan	O'Malley	Smith G H
Bedell	Dickinson	Kelsey	Orr	Smith J E
Bennet	Dooling	Knipp	Outterson	Smith J T
Blackwell	Doll	Lally	Oxford	Snyder
Bordwell	Doughty	Landon	Patchin	Stevens
Bourke	Duer	Langhorst	Patton	Stiles
Bradley	Duross	Leggett	Payne	Sulzberger
Brill	Dusinbery	Lewis	Pendry	Traub
Brooks	Egan	Litthauer	Phipps	Treat
Burnett	Fancher	Manee	Platt	Ulmann
Burns	Ferre	Mansfield	Prince	Wainwright
Cadin	Finch	Marson	Rainey	Weber
Candee	Fisher	McAdam	Reeve	Weekes
Chambers	Fitzgerald	McCullough	Reiley	Williams
Colby	Fitzp'ck J H	McInerney	Remsen	Wilson
Conkling	Fitzp'ck W P	McKeown	Richter	Wolf
Cook	Fowler	McMillan	Rider	Woody
Coon	Fuller	McNair	Robinson	Yale
Costello	Grady	McQuade	Rogers	

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 874) entitled "An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter five hundred and three of the Laws of 1899" (Int. No. 741), was read the third time, having been printed and upon the desks of



the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Fuller	Neville	Ruehl
Adler	Cotton	Grady	Newcomb	Salverds
Ahern	Coughtry	Graeff	Nye	Sanders
Allds	Cowan	Griffith	O'Brien	Scanlon
Allen F E	Dale	Hanford	O'Malley	Schneider
Allen J A	Daly	Haviland	Orr	Seymour
Apgar	Darrison	Hewitt	Outterson	Sloane
Ash	Day	Higgins	Palmer	Smith C W
Barrett	Davis G	Hoadley	Patchin	Smith G H
Bedell	Davis M	Hughes	Patton	Smith J E
Bennet	Dickey	Keenan	Payne	Smith J T
Blackwell	Dickinson	Kelsey	Pendry	Stevens
Bordwell	Dooling	Knipp	Phillips	Sulzberger
Bourke	Doll	Lally	Phipps	Townsend
Bradley	Doughty	Landon	Platt	Traub
Brill	Duer	Langhorst	Rainey	Treat
Brooks	Duross	Leggett	Reeve	Ulmann
Burke	Dusinbery	Manea	Reilley	Wainwright
Burnett	Egan	Marson	Remsen	Weber
Burns	Fancher	McMillan	Reynolds	Weekes
Candee	Ferre	McQuade	Richter	Williams
Chambers	Finch	Meeks	Rider	Wilson
Colby	Fitzgerald	Merritt	Robinson	Wolf
Conkling	Fitzp'ck J H	Monroe	Rogers	Woody
Cook	Fitzp'ck W P	Moran	Ross	Yale
Coon	Fowler	Morgan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 517) entitled "An act for the relief of the German Hospital and Dispensary in the city of New York, and to authorize a change of a lease from the mayor, aldermen and commonalty of the city of New York to the German Hospital

and Dispensary in the city of New York to a grant, and to authorize the sale or leasing of the said property by the German Hospital and Dispensary in the city of New York" (Rec. No. 170), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Merritt	Rogers
Adler	Cotton	Griffith	Monroe	Ross
Ahern	Coughtry	Hammond	Moran	Ruehl
Allds	Cowan	Hanford	Morgan	Salyerds
Allen F E	Dale	Haviland	Neville	Sanders
Allen J A	Daly	Hewitt	Newcomb	Scanlon
Allston	Darrison	Higgins	Nye	Schneider
Apgar	Day	Hoadley	O'Brien	Seymour
Ash	Davis G	Hooker	O'Malley	Sherer
Baldwin	Davis M	Hughes	Orr	Sloane
Barrett	Dickinson	Keenan	Outterson	Smith C W
Bedell	Dooling	Kelsey	Oxford	Smith G H
Bennet	Doll	Knipp	Palmer	Smith J E
Blackwell	Doughty	Lally	Patchin	Smith J T
Bordwell	Duer	Landon	Patton	Snyder
Bourke	Duross	Langhorst	Payne	Stevens
Bradley	Dusinbery	Leggett	Pendry	Stiles
Brill	Egan	Lewis	Phillips	Sulzberger
Brooks	Fancher	Litthauer	Phipps	Townsend
Burke	Ferre	Manee	Plank	Treat
Burnett	Finch	Mansfield	Platt	Ulmann
Burns	Fisher	Marson	Prince	Wainwright
Cadin	Fitzgerald	McCullough	Rainey	Weber
Candee	Fitzp'ck J H	McInerney	Reeve	Weekes
Chambers	Fitzp'ck W P	McKeown	Reilly	Wilson
Colby	Fowler	McMillan	Remsen	Wolf
Conkling	Fuller	McNair	Richter	Woody
Cook	Gardiner	McQuade	Rider	Yale
Coon	Grady	Meeks	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Bennet called up the bill (No. 774) entitled "An act to amend the Code of Civil Procedure in relation to attorney's liens" (Int. No. 18), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading,

On motion of Mr. Bennet, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

By unanimous consent, Mr. Bennet called up the Senate bill (No. 496) entitled "An act relating to the will and codicils thereto of Catharine Louisa Power, deceased, and providing for the execution of certain provisions thereof" (Rec. No. 109), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading,

On motion of Mr. Bennet, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 21, Assembly reprint No. 1222) entitled "An act in relation to the County Court of Kings county and the appointment of a chief clerk and deputies and assistants therein" (Rec. No. 81), was read the second time.

On motion of Mr. Cotton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1236) entitled "An act making an appropriation for the Syracuse State Institution for Feeble-Minded Children" (Int. No. 749), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1233) entitled "An act making an appropriation for the New York State Woman's Relief Corps Home at Oxford" (Int. No. 694), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1234) entitled "An act to amend chapter 14 of the Laws of 1880, relative to salaries of judges of the Municipal Court in the city of Rochester" (Int. No. 893), was read the second time.

On motion of Mr. G. H. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1232) entitled "An act authorizing the superintendent of the county poor of Albany county to hear, audit and determine the claim of the Troy Catholic Male Orphan Asylum, of Troy, N. Y., and make an award thereon" (Int. No. 453), was read the second time.

On motion of Mr. Ahern, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1237) entitled "An act to amend the Agricultural Law, relating to the importation of cattle for dairy and breeding purposes" (Int. No. 794), was read the second time.

On motion of Mr. Graeff, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1239) entitled "An act making an appropriation for the Society for the Reformation of Juvenile Delinquents" (Int. No. 555), was read the second time.

On motion of Mr. Egan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1238) entitled "An act in relation to the enforcement and collection of taxes in the county of Oneida" (Int. No. 545), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 357, Assembly reprint No. 1229) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon'" (Rec. No. 62), having been announced for a second reading,

On motion of Mr. Wainwright, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 589, Assembly reprint No. 1231) entitled



'An act to amend the Town Law in relation to the compensation of town officers" (Rec. No. 158), having been announced for a third reading,

On motion of Mr. Doughty, said bill was recommitted to the committee on internal affairs, retaining its place on the order of second reading.

The Senate bill (No. 512, Assembly reprint No. 1230) entitled "An act to provide for the election and to prescribe the terms and compensation of the town trustees in the town of Southampton, in the county of Suffolk, and legalizing payment of compensation to the present and former trustees" (Rec. No. 123), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1266) entitled "An act in relation to the Municipal Court of the city of New York, its officers and marshals" (Int. No. 339), having been announced for a second reading,

On motion of Mr. Wilson, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1313) entitled "An act to amend chapter 261 of the Laws of 1885, entitled 'An act in relation to the management of the Albany penitentiary,' relative to the salary of the keeper of said penitentiary" (Int. No. 880), was read the second time.

On motion of Mr. Higgins, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1270) entitled "An act to amend chapter 49 of the general laws, known as the Lien Law, relating to conditional sales" (Int. No. 85), having been announced for a second reading,

On motion of Mr. Wilson, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1273) entitled "An act to prevent discrimination by street or elevated corporations against persons carrying re-

ceptacles for tools or packages" (Int. No. 274), was read the second time.

On motion of Mr. Sulzberger, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1280) entitled "An act to amend the Forest, Fish and Game Law relative to taking woodcock in certain counties" (Int. No. 803), was read the second time.

On motion of Mr. C. W. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1271) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations" (Int. No. 208), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1276) entitled "Concurrent resolution proposing amendment to section 7 of article 7 of the Constitution relating to the Forest Preserve" (Int. No. 574), having been announced for a second reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 1282) entitled "An act to amend sections 5 and 6 of article 1, title 2 of chapter 556 of the Laws of 1894, entitled 'An act to revise, amend and consolidate the general acts relating to public instruction,' relating to the apportionment of the free school fund" (Int. No. 40), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1281) entitled "An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the

year 1902 " (Int. No. 330), having been announced for a second reading,

On motion of Mr. Weekes, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1278) entitled "An act to authorize the Comptroller of the State to hear and determine the application of the successors in title of the Adirondack Railway Company for cancellation of the tax sales of lot No. 33, in township No. 45, Totten and Crossfield's purchase, Essex county, for unpaid taxes " (Int. No. 665), was read the second time.

On motion of Mr. Graeff, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1279) entitled "An act making an appropriation for the State Custodial Asylum for Feeble-minded Women at Newark " (Int. No. 761), was read the second time.

On motion of Mr. Griffith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1283) entitled "An act making an appropriation for repairing and enlarging the State armory heretofore erected for the use of the Forty-seventh Regiment, National Guard of the State of New York " (Int. No. 267), was read the second time.

On motion of Mr. Langhorst, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1284) entitled "An act making an appropriation for the Western House of Refuge for Women " (Int. No. 567), was read the second time.

On motion of Mr. Phipps, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1329) entitled "An act making an appropriation for the New York State School for the Blind at Batavia " (Int. No. 969), was read the second time.

On motion of Mr. Hooker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1327) entitled "An act to amend the Civil Service

Law, relating to removals" (Int. No. 742), having been announced for a second reading,

On motion of Mr. Remsen, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill (No. 382) entitled "An act amending the Code of Civil Procedure by inserting therein a new section to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State" (Rec. No. 79), having been announced for a second reading,

Mr. Bennet moved to amend said bill as follows:

Page 1, line 4, strike out the word "accrues" and insert the word "arises."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Bennet, said bill was ordered reprinted and placed on the order of third reading.

Mr. Costello offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill (No. 316) entitled "An act to amend the Labor Law, relating to tenement-made articles" (Int. No. 290), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor for the purpose of amendment, the Assembly bill (No. 316) entitled "An act to amend the Labor Law, relating to tenement-made articles" (Int. No. 290), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.



A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 4, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 316) entitled "An act to amend the Labor Law, relating to tenement-made articles." (Int. No. 290.)

BENJAMIN B. ODELL, JR.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill (No. 251) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' relative to the removal of village policemen" (Rec. No. 63), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill (No. 293) entitled "An act to place on eligible list of principals for public schools in the city of New York all teachers who were engaged in the military or naval service in the United States in the war with Spain when examinations for such list were held in December, 1898" (Rec. No. 64), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same without amendment:

"An act to amend the Highway Law, relative to the payment of money by the State for aid to towns in repairing highways." (No. 289, Int. No. 271.)

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Oxford was excused on account of illness.

On motion of Mr. Morgan, the House adjourned to meet in the Assembly chamber at 11 a. m.

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WEDNESDAY, MARCH 5, 1902.

The House met pursuant to adjournment.

Prayer by Rev. John Rathbone Oliver.

On motion of Mr. Kelsey the reading of the journal of yesterday was dispensed with and the same was approved.

Privileges of the floor were extended to the Hon. Mr. Miller.

Indefinite leave of absence was granted to Mr. Dickey.

Leave of absence was granted to Hon. J. T. Smith.

Mr. Bradley introduced a bill entitled "An act to authorize the abandonment of the Clark and Skinner canal in the city of Buffalo, between the south line of Elk street and the Main and Hamburg street canal, the abatement of the nuisance created thereby and vesting the title and ownership to the lands and premises included therein in said city" (Int. No. 1060), which was read the first time and referred to the committee on ways and means.

Mr. Cadin introduced a bill entitled "An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters" (Int. No. 1061), which was read the first time and referred to the committee on insurance.

Mr. Cook introduced a bill entitled "An act to amend the Tax Law, relative to filing statements of transfers of real property in the office of town clerks" (Int. No. 1062), which was read the

first time and referred to the committee on taxation and retrenchment.

Mr. Dickinson introduced a bill entitled "An act to amend the Highway Law, relating to bridges" (Int. No. 1063), which was read the first time and referred to the committee on internal affairs.

Mr. Sloane introduced a bill entitled "An act to authorize the board of park commissioners of the city of Yonkers to acquire additional lands for and otherwise improve Irving park in the city of Yonkers and to provide for the payment thereof by the issue of bonds" (Int. No. 1064), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the city of Yonkers to excavate, grade, erect the foundation walls and construct proper approaches and otherwise prepare the site selected in Washington park for the public library and to issue bonds therefor" (Int. No. 1065), which was read the first time and referred to the committee on affairs of cities.

Mr. McQuade introduced a bill entitled "An act to amend section 1 of chapter 733 of the Laws of 1897, entitled 'An act to establish the office of deputy treasurer in the city of Utica,' providing for the appointment of such officer and defining his rights and duties" (Int. No. 1066), which was read the first time and referred to the committee on affairs of cities.

Mr. Hammond introduced a bill entitled "An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways" (Int. No. 1067), which was read the first time and referred to the committee on internal affairs.

Mr. Newcomb introduced a bill entitled "An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the First Division of the city of New York, and to compensate her for such services" (Int. 1068), which was read the first time and referred to the committee on affairs of cities.

Mr. Plank introduced a bill entitled "An act authorizing boards of supervisors to establish county schools of agriculture

and domestic economy " (Int. No. 1069), which was read the first time and referred to the committee on agriculture.

Mr. Weekes introduced a bill entitled "An act to amend the Insurance Law, by authorizing the licensing of brokers for marine insurance, and making regulations therefor" (Int. No. 1070), which was read the first time and referred to the committee on insurance.

Mr. Blackwell introduced a bill entitled "An act to amend section 66 of the Code of Civil Procedure, relative to compensation of attorney or counsellor" (Int. No. 1071), which was read the first time and referred to the committee on codes.

Mr. Wainwright introduced a bill entitled "An act to amend section 2505 of the Code of Civil Procedure, relative to the power of the surrogate to attend in other counties and the power of referees appointed by the surrogate to sit in any county" (Int. No. 1072), which was read the first time and referred to the committee on codes.

Mr. Leggett introduced a bill entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population" (Int. No. 1073), which was read the first time and referred to the committee on internal affairs.

Mr. Rogers introduced a bill entitled "An act to authorize the appointment of a commission to inquire into the delays and expenses in the administration of justice in the counties of New York and Kings, in the first and second judicial districts of the State of New York, and to suggest legislation thereon" (Int. No. 1047), which was read the first time and referred to the committee on the judiciary.

Mr. Marson introduced a bill entitled "An act to amend chapter 624 of the Laws of 1899, entitled 'An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the board of water and sewer commissioners'" (Int. No. 1075), which was read the first time and referred to the committee on the judiciary.

Mr. Candee introduced a bill entitled "An act to provide for



the holding of town meetings and elections in the county of Montgomery" (Int. No. 1076), which was read the first time and referred to the committee on internal affairs.

Mr. Duer introduced a bill entitled "An act to incorporate the Volunteer Firemen's Benevolent Association of Richmond Hill, N. Y." (Int. No. 1077), which was read the first time and referred to the committee on affairs of cities.

Mr. Allds introduced a bill entitled "An act to amend the State Charities Law, relating to the finances of the State charitable institutions, and creating the office of fiscal supervisor" (Int. No. 1078), which was read the first time and referred to the committee on ways and means.

Mr. Seymour introduced a bill entitled "An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal Church" (Int. No. 1079), which was read the first time.

On motion of Mr. Seymour, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on charitable and religious societies.

By unanimous consent,

Mr. Griffith introduced a bill entitled "An act to amend chapter 128 of the Laws of 1888, entitled 'An act to extend and define the powers of the trustees of Hamilton College in regard to the investment of its funds'" (Int. No. 1080), which was read the first time.

On motion of Mr. Griffith, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on public education.

By unanimous consent,

Mr. Marson introduced a bill entitled "An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the election and appointment of city and ward officers" (Int. No. 1081), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Sloane introduced a bill entitled "An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers" (Int. No. 1082), which was read the first time and referred to the committee on affairs of cities.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Plank, Int. No. 285, entitled "An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts" (No. 311), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by the committee on taxation and retrenchment, Rec. No. 191, entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (No. 657), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered placed on the order of second reading.

Mr. Lewis, from the committee on canals, to which was referred the concurrent resolution introduced by Mr. O'Malley, Int. No. 338, entitled "Concurrent resolution proposing an amendment to section 4 of article 7 of the Constitution, relating to the payment of debts created under section 4 of article 7 of the Constitution" (No. 355), reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, enclose the words "if the senate concur," in parenthesis.

Same page, line 8, strike out the word "interests" and insert in lieu thereof the word "interest."

Amend the title to read as follows:

"Concurrent resolution of the senate and assembly proposing an amendment to article seven of the constitution, in relation to the payment of debts of the state."

T. D. LEWIS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Newcomb, Int. No. 391, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, eleventh judicial district, in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the positions of interpreters and attendants in the said court" (No. 1325), reported in favor of the passage of the same, with the following amendments:

Page 1, first line in title strike out the words "board of estimate and apportionment" and insert in place thereof the word "comptroller;" in line 2 and 3 in title strike out the words "also authorizing the comptroller of the city of New York to pay" and insert in place thereof the words "in his discretion to pay."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Reynolds, Int. No. 1019, entitled "An act to amend the charter of the city of Rensselaer" (No. 1306), reported in favor of the passage of the same, with the following amendments:

Page 1 amend the title by adding after the word "Rensselaer" the following: "in relation to the collection of certain assessments, et cetera."

Same page, line 2, after the word "seven" insert the following "entitled 'An act to incorporate the city of Rensselaer.'"

Same page, line 4, strike out the words "so as."

Page 2, line 15, strike out the words "so as."

Page 3, line 5, strike out the words "The following new section" and insert in place thereof the following: "A new section to be numbered eighty-nine, to read as follows."

Same page, line 23, after the word "thereto" insert the following: "A new section to be numbered two hundred and thirteen, to read as follows."

OTTO KELSEY,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ruehl, Int. No. 322, entitled "An act to enable the city of Buffalo to grant to the Buffalo Zoological Society the right to establish and maintain a zoological garden upon the park lands of said city, and to authorize appropriations therefor" (No. 339), reported in favor of the passage of the following substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 493, entitled "An act to authorize the board of estimate and apportionment of the city of New York to make annual appropriations for the benevolent funds of certain volunteer fire departments in the county of Kings" (No. 552), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hammond, Int. No. 967, entitled "An act relative to the awarding of certain public contracts in the city of Syracuse" (No. 1217), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Seymour, Int. No. 965, entitled "An act to amend the Greater New York charter, relat-



ing to the life insurance fund of the fire department " (No. 1215), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Rogers, Int. No. 925, entitled "An act to amend chapter 337 of the Laws of 1899, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the City Court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure and costs" (No. 1155), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 168, entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' by including within the bounds of such city portions of the towns of Rotterdam and Niskayuna, increasing the number of wards of such city, and making certain provisions incident thereto" (No. 575), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Willard, Rec. No. 129, entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' and the several acts amendatory thereto" (No. 230), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Payne, Int. No. 955, entitled "An act to provide for borrowing money upon the credit

of the city of Hudson, to erect a public school building in said city, procure a proper site therefor and to secure temporary accommodations for scholars " (No. 1205), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Colby, Int. No. 756, entitled "An act to amend section 473 of the charter of the city of New York, chapter 466 of the Laws of 1901, relative to power to fix rents etc., for water supply" (No. 903), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Darrison, Int. No. 1041, entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials; and granting compensation to the aldermen of said city, and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year, and to repeal section 279 of said act" (No. 1348), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Darrison, Int. No. 1042, entitled "An act authorizing the city of Lockport to raise and expend money for the purpose of investigating and determining a source of supply of water for municipal and domestic purposes" (No. 1349), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which

was referred the bill introduced by Mr. Brooks, Int. No. 927, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to the levying and collection of taxes and assessments, the review of local assessments, and the foreclosure and sale of lands for the non-payment of taxes and assessments " (No. 1167), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ulmann, Int. 864, entitled "An act authorizing the comptroller of the city of New York to audit, allow and pay to Mrs. Mary E. R. Alger, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, as acting supervisor of truancy in said department " (No. 1067), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Morgen, Int. No. 945, entitled "An act to provide for additions to the museum building of the Brooklyn Institute of Arts and Sciences, located on park lands near the junction of the Eastern parkway and Washington avenue in the borough of Brooklyn in the city of New York, and to provide for suitable approaches and the grading of lands in front of said museum building, and the construction of retaining walls along the Eastern parkway and Washington avenue in front of said building " (No. 1187), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was recommitted the bill introduced by Mr. Keenan, Int. No. 110, entitled "An act to reduce the ferriage on the ferry known as the Long Island Railroad Ferry, plying between the

foot of East Thirty-fourth street, in the borough of Manhattan, and Borden avenue, in the First ward of the borough of Queens, and to establish a rate of ferriage thereon " (No. 110), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Pendry, Int. No. 837, entitled "An act to compel ferry companies to provide necessary sanitary arrangements by which the general public health may be promoted " (No. 1021), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Reeve, Int. No. 957, entitled "An act to amend the County Law, in relation to the salary of the county judge of Suffolk county " (No. 1207), reported in favor of the passage of the same, with the following amendment:

Strike out all words on lines 8 and 9 and substitute the following:

Subdivision.	Name of county.	Salary of county judge.	Salary of surrogate.
49.....	Suffolk.....	[\$1,500.00]	\$2,000.00    \$3,000.00

G. W. DOUGHTY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 961, entitled "An act to amend the Highway Law, compelling the opening of obstructed highways " (No. 1211), reported in favor of the passage of the same, with the following amendment:

Page 1, line 10, after the word " snow " insert a comma and strike out the words " or otherwise."

G. W. DOUGHTY,  
*Chairman.*



Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. Cocks, Int. No. 158, entitled "An act to amend the Town Law, in relation to the compensation of town officers" (No. 1231), retaining its place on the order of second reading, reported in favor of the passage of the same, with the following amendments:

Page 2, line 9, after the word "day" insert the words "except that in any town where the assessed valuation of real estate is over twenty million dollars, the town board of such town may determine by resolution that the assessors shall receive each year a salary of not exceeding one thousand dollars in lieu of the per diem compensation hereinbefore provided for, and."

Same page, line 19, after the word "installments" strike out the word "but" and insert the words "except that."

G. W. DOUGHTY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and restored to its place on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Kelsey, Int. No. 909, entitled "An act to amend chapter 345 of the Laws of 1869, entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' in relation to the election of trustees" (No. 1140), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Merritt, Int. No. 935, entitled "An act in relation to the improvement of public highways in the county of St. Lawrence" (No. 1177), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Reeve, Int. No. 936, entitled "An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof" (No. 1178), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. McKinney, Rec. No. 135, entitled "An act to amend the Highway Law, relative to the purchase by towns of road rollers and other machinery" (No. 466), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Cocks, Rec. No. 184, entitled "An act in relation to interpreters for the several courts in the county of Queens" (No. 668), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. McKinney, Rec. No. 134, entitled "An act to amend the Highway Law relative to the throwing of rubbish on highways" (No. 467), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fisher, from the committee on public health, to which was referred the bill introduced by Mr. Ruehl, Int. No. 373, entitled "An act to incorporate the Barbers' Society of the State of New York" (No. 719), reported in favor of the passage of the same with the following amendment:

Page 1, line 2, strike out the words "New Osborn house in South Saint Paul" and insert the words "C. M. B. A. Hall 229 Salina."

MYRON R. FISHER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fisher, from the committee on public health, to which was recommitted the bill introduced by Mr. Merritt, Int. No. 254, entitled "An act to amend the Public Health Law, relating to penalties for practicing veterinary medicine and surgery without a license" (No. 254), retaining its place on the order of second reading, reported in favor of the passage of the same with the following amendments:

Page 2, line 9, after the word "may" strike out the words "inform the district attorney."

Same page, line 10, strike out the parenthesis, and after the word "county" strike out the word "who."

Same page, line 11, strike out the words "shall cause an action to be brought."

Same page, line 12, after the word "penalties" strike out balance of line and all of lines 13 and 14.

Same page, line 15, strike out the words "be paid into the county treasury."

Same page, strike out parenthesis in lines 15 and 19.

Same page, line 19, after the word "treasury" strike out balance of line and all of lines 20, 21, 22, 23, 24, 25 and 26 and insert the words "No such action shall be brought unless prior to the commencing thereof notice shall be given the district attorney of such county. Copies of all pleadings and other papers and orders used in such actions shall be furnished by plaintiff or his attorney to the district attorney, upon his demand therefor."

MYRON R. FISHER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and restored to its place on the order of second reading

Mr. Fisher, from the committee on public health, to which was recommitted the bill introduced by Mr. Nye, Int. No. 392, entitled "An act to prevent the adulteration of and deception in the sale of drugs, chemicals and other substances" (No. 1048), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

Amend the title by striking out the word "prevent" and inserting the words "amend the public health law, relating to."

Page 1, line 1, strike out "Section 1" and insert the following: "Section 1. Article two of chapter six hundred and sixty-one of the laws of eighteen hundred and ninety-three, entitled 'An act in relation to the public health, constituting chapter twenty-five of the general laws,' is hereby amended by inserting therein a new section to be known as section forty-one-a and to read as follows: § 41-a. Adulteration of and deception in the sale of drugs, chemicals and other substances."

Page 2, line 3, strike out "§ 2."

Same page, line 6, strike out "§ 3"; also, the word "act" and insert the word "section."

Same page, line 16, strike out "§ 4."

Same page, line 17, strike out the word "act" and insert the word "section."

Same page, line 24, strike out "§ 5" and insert "§ 2."

MYRON R. FISHER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of third reading.

Mr. Fisher, from the committee on public health, to which was referred the Senate bill introduced by Mr. Davis, Rec. No. 207, entitled "An act to amend chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor,' in relation to the reception and maintenance of free patients" (No. 476), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1280) entitled "An act to amend the Forest, Fish and Game Law relative to taking woodcock in certain counties" (Int. No. 803), reported the same with the following recommendations:

Page 1, lines 2 and 3, strike out the words "as amended by chapter six hundred and six of the laws of nineteen hundred and one."

Same page, line 9, before the word "counties" insert the



word "county" in brackets, and underscore the words "counties and."

Same page, line 10, underscore the word "Greene."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1232) entitled "An act authorizing the superintendent of the county poor of Albany county to hear, audit and determine the claim of the Troy Catholic Male Orphan Asylum, of Troy, New York, and make an award thereon" (Int. No. 453), reported the same with the following recommendations:

Page 1, line 1, strike out the word "county."

Same page, line 2, after the word "the" insert the word "alleged."

Same page, line 4, strike out the word "county" where it appears the first time.

Same page, line 5, strike out the words "furnished either or both, at the request."

Same page, strike out all of lines 6 and 7, and insert the following: "alleged to have been furnished one Alphonozo Roberts, an orphan, at the request of the overseer of the poor of Cohoes, in the county of Albany; to set a time for such hearing, and to award to said claimant such sum as may to said superintendent seem just, reasonable and equitable, from the evidence that shall be given at such hearing."

Page 2, strike out all of lines 1, 2 and 3.

Amend the title to read as follows:

"An act authorizing the superintendent of the poor of Albany county to hear, audit and determine the claim of the Troy Catholic male orphan asylum, of Troy, New York, and make an award therefor."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1282) entitled "An act to amend sections

5 and 6 of article 1, title 2 of chapter 556 of the Laws of 1894, entitled 'An act to revise, amend and consolidate the general acts relating to public instruction' relating to the apportionment of the free school fund" (Int. No. 40), reported the same with the following recommendations:

Page 2, line 3, strike out the colon and insert a period.

Page 3, line 10, after the word "divide" insert the words "and apportion" underscored.

Same page, line 24, before the bracket begin a new paragraph and insert "§ 6."

Page 4, line 20, after the word "remainder" insert the words underscored "he shall apportion."

Same page, same line, before the word "to" begin a new paragraph and insert the figure "1," and capitalize the letter "t" in the word "to."

Same page, line 26, before the word "To" begin a new paragraph and insert the figure "2."

Page 5, after the period begin a new paragraph and insert before the words "the remainder" the figure "3."

Same page, line 10, after the word "the" where it last appears, insert the word "last" underscored.

Same page, line 18, begin a new paragraph with the words "To entitle."

Page 6, after line 4 insert the following:

"§ 3. This act shall take effect immediately."

Amend title to read as follows:

"An act to amend the consolidated school law relative to the apportionment of the free school fund."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to provide for additions to the museum building of the Brooklyn Institute of Arts and Sciences, located on park lands near the junction of the Eastern Parkway and Washington avenue in the borough of Brooklyn in the city of New York, and to provide for suitable approaches and the grading of lands in front of said museum building, and the construction of retain-

ing walls along the Eastern Parkway and Washington avenue in front of said building." (No. 1187, Int. No. 945.)

"An act authorizing the comptroller of the city of New York to audit, allow and pay to Mrs. Mary E. R. Alger, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, as acting supervisor of truancy in said department." (No. 1067, Int. No. 864.)

"An act making an appropriation for the Society for the Reformation of Juvenile Delinquents." (No. 1239, Int. No. 555.)

"An act making an appropriation for the New York State School for the Blind at Batavia." (No. 1329, Int. No. 969.)

"An act to amend the Agricultural Law, relating to the importation of cattle for dairy and breeding purposes." (No. 1237, Int. No. 794.)

"An act making an appropriation for the Western House of Refuge for Women." (No. 1284, Int. No. 567.)

"An act making an appropriation for repairing and enlarging the State Armory heretofore erected for the use of the Forty-seventh Regiment, National Guard of the State of New York." (No. 1283, Int. No. 267.)

"An act making an appropriation for the State Custodial Asylum for Feeble-minded Women at Newark." (No. 1279, Int. No. 761.)

"An act to authorize the Comptroller of the State to hear and determine the application of the successors in title of the Adirondack Railway Company for cancellation of the tax sales of Lot No. 33, in Township No. 45, Totten and Crossfield's purchase, Essex county, for unpaid taxes." (No. 1278, Int. No. 665.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations." (No. 1271, Int. No. 208.)

"An act to amend chapter 14 of the Laws of 1880, relative to salaries of judges of the Municipal Court in the city of Rochester." (No. 1234, Int. No. 893.)

"An act making an appropriation for the Syracuse State Institution for Feeble-minded Children." (No. 1236, Int. No. 749.)

"An act in relation to the County Court of Kings county and the appointment of a chief clerk and deputies and assistants therein." (No. 1222, Rec. No. 81.)

"An act making an appropriation for the New York State Woman's Relief Corps Home at Oxford." (No. 1233, Int. No. 694.)

"An act to provide for the election and to prescribe the terms and compensation of the town trustees in the town of Southampton, in the county of Suffolk, and legalizing payment of compensation to the present and former trustees." (No. 1230, Rec. No. 123.)

"An act in relation to the enforcement and collection of taxes in the county of Oneida." (No. 1238, Int. No. 545.)

"An act to amend chapter 261 of the Laws of 1885, entitled 'An act in relation to the management of the Albany penitentiary,' relative to the salary of the keeper of said penitentiary." (No. 1313, Int. No. 880.)

"An act to prevent discrimination by street or elevated corporations against persons carrying receptacles for tools or packages." (No. 1273, Int. No. 274.)

Said bills were ordered engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act in relation to the Boston Post road, Railroad avenue, North street and the Old Boston Post road, in the town of Rye, county of Westchester, and State of New York." (No. 1068, Int. No. 865.)

"An act in relation to Beach avenue, Oak avenue and Woodbine avenue, in the village of Larchmont, Westchester county, State of New York." (No. 1071, Int. No. 868.)

"An act to amend the Forest, Fish and Game Law, in relation to nets in Chaumont bay and adjacent waters." (No. 1185, Int. No. 943.)



"An act to amend the Insanity Law, relating to the deposit of money and purchases on credit." (No. 1125, Int. No. 902.)

"An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture." (No. 1074, Int. No. 872.)

"An act to legalize certain acts of the board of supervisors of Chemung county, in relation to the issuing of bonds by the town of Southport in said county." (No. 1029, Int. No. 845.)

"An act to incorporate the Fidelity Mutual Title Insurance Co." (No. 492, Int. No. 443.)

"An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton." (No. 996, Int. No. 820.)

"An act to repeal section 72 of the Forest, Fish and Game Law, relating to fishing in Lake Champlain." (No. 1144, Int. No. 913.)

"An act to repeal section 13 of chapter 186 of the Laws of 1817, entitled 'An act to incorporate the Colecton Bridge Company,' and to authorize the stockholders of said bridge company to increase the capital stock thereof and to construct an iron bridge." (No. 1137, Int. No. 906.)

"An act to amend chapter 34 of the Laws of 1858, entitled 'An act to make school district No. 9, in the town of Pomfret, a union free school district,' in relation to the powers of the board of education, and the compensation of officers." (No. 1152, Int. No. 921.)

"An act to amend section 1 of chapter 754 of the Laws of 1895, entitled 'An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correctional and reformatory institutions wholly or partly under private control, for care, support and maintenance,' in relation to payments by villages and towns to hospitals in adjoining States." (No. 1078, Int. No. 877.)

"An act to amend section 8 of the Public Buildings Law, in relation to the duties of the State Architect." (No. 1235, Int. No. 898.)

"An act to permit and empower the trustee of the relief fund of the fire department of the city of New York to grant a future pension to Mary Bowen, the foster mother of Peter F. Bowen, a deceased fireman." (No. 1350, Rec. No. 121.)

"An act to legalize the establishment of Union Free School District No. 9, in the town of Mt. Pleasant, county of Westchester, and the acts of the board of trustees thereof." (No. 1034, Int. No. 851.)

"An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives." (No. 1055, Int. No. 852.)

"An act to amend the Domestic Commerce Law, in relation to the size of apple, pear, quince and potato barrels." (No. 1318, Int. No. 86.)

"An act to amend the Town Law, relating to division fences." (No. 1316, Int. No. 772.)

"An act to amend the Personal Property Law, relative to investment of trust funds." (No. 1317, Int. No. 52.)

"An act to amend chapter 505 of the Laws of 1897, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office,' relative to the salary of such office, etc." (No. 1319, Int. No. 778.)

"An act to amend section 2669 of the Code of Civil Procedure, in relation to the appointment and authority of public administrator in Kings county." (No. 1315, Int. No. 66.)

"An act to amend the Tax Law, relating to the taxation of the stockholders of banks and banking associations." (No. 1286, Int. No. 626.)

"An act to amend section 1 of chapter 611 of the Laws of 1895, entitled 'An act in relation to certain highways in towns which have expended \$300,000 or more for macadamizing purposes,' relative to the discontinuance of highways." (No. 1321, Int. No. 885.)

"An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled "An act to incorporate the

village of White Plains," passed April 3, 1866,' in relation to the powers and duties of the village trustees, etc." (No. 1267, Int. No. 646.)

"An act to amend chapter 636 of the Laws of 1871, relating to the fire department of the city of Middletown." (No. 1323, Int. No. 911.)

"An act to amend section 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals,' by increasing the amount to be spent annually to carry out the provisions of said act." (No. 1320, Int. No. 800.)

"An act to amend the Greater New York Charter, relative to pier accommodations for boats and barges." (No. 1314, Int. No. 706.)

"An act to authorize the issue of bonds of the city of Rochester, to provide money with which to pay bonds of said city which will mature on January 1, 1903, and which are known as the water-works bonds." (No. 1322, Int. No. 889.)

The bill (No. 1002) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relative to the office of city architect" (Int. No. 827), having been announced for a second reading,

On motion of Mr. Kelsey, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The bill (No. 580) entitled "An act to amend the Railroad Law in relation to percentage of gross receipts to be paid in cities or villages; report of officers" (Int. No. 519), having been announced for a second reading,

Mr. Ahern moved to amend as follows:

Page 2, line 1, after the words "population of," strike out the words "one million two hundred thousand," and insert the words "thirty thousand."

Same page, line 2, after the word "shall," insert the words "cause both platforms of every car propelled by electricity, cable or other motive power on such railroads in the months of November, December, January, February and March except cars attached to the rear or other cars, to be enclosed or screened, so as to fully protect from wind and storm any person stationed by

such corporation on such platform to perform duties in connection with the operation of such car. Every corporation or person using and operating a car in violation of this section shall be liable to a penalty of twenty-five dollars per day for each car so used and operated."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 58 }  
{ NOES 42 }

Those who voted in the affirmative, were

Ahern	Darrison	Griffith	McNair	Reeve
Baldwin	Davis M	Hammond	McQuade	Reynolds
Barrett	Dooling	Langhorst	Moran	Richter
Bradley	Doll	Leggett	Nye	Ruehl
Burke	Doughty	Lewis	O'Brien	Salyerds
Burnett	Duer	Litthauer	Patchin	Sloane
Cadin	Ferre	Manee	Patton	Smith G H
Candee	Fitzp'ck J H	Marson	Plank	Sulzberger
Chambers	Fitzp'ck W P	McCullough	Platt	Townsend
Cook	Gardiner	McInerney	Prince	Traub
Cotton	Grady	McKeown	Rainey	Wilson
Daly	Graeff	McMillan		

Those who voted in the negative, were

Adams	Coon	Fuller	Orr	Snyder
Allds	Costello	Hooker	Outterson	Seymour
Allen F E	Coughtry	Keenan	Phillips	Smith J E
Allen J A	Dickinson	Kelsey	Phipps	Snyder
Bedell	Dusinbery	Mansfield	Remsen	Stevens
Blackwell	Egan	Merritt	Rider	Weber
Bordwell	Fancher	Morgan	Rogers	Wolf
Brill	Fisher	Neville	Sanders	Yale
Colby	Fowler			

Mr. Bedell moved to reconsider the vote by which said amendments was adopted.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bedell, and it was determined in the affirmative.

On motion of Mr. Bedell, said bill together with said amendment, was recommitted to the committee on railroads, retaining its place on the order of third reading.



The bill (No. 1127) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Int. No. 216), having been announced for a second reading,

Mr. Stevens moved that said bill be recommitted to the committee on codes, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 29 }  
 { NOES 76 }

Those who voted in the affirmative, were

Allds	Darrison	Griffith	Patton	Smith G H
Allen F E	Davis G	Hanford	Phipps	Snyder
Brill	Davis M	Haviland	Plank	Stevens
Cook	Dusinbery	Kelsey	Reynolds	Treat
Costello	Fancher	Morgan	Rogers	Williams
Cotton	Fisher	Newcomb	Sal yerds	

Those who voted in the negative, were

Adams	Cowan	Gardiner	Meeks	Sanders
Adler	Dale	Grady	Merritt	Scanlon
Ahern	Daly	Hoadley	Neville	Schneider
Allen J A	Day	Hughes	Nye	Seymour
Baldwin	Dooling	Keenan	O'Malley	Sherer
Barrett	Doll	Langhorst	Outtersen	Sloane
Bennet	Doughty	Lewis	Pendry	Smith J E
Blackwell	Duer	Litthauer	Phillips	Sulzberger
Bordwell	Egan	Manee	Platt	Ulmann
Bradley	Ferre	McAdam	Rainey	Wainwright
Brooks	Finch	McCullough	Reilley	Weber
Burke	Fitzgerald	McInerney	Remsen	Weekes
Cadin	Fitzp'ck J H	McKeown	Richter	Wilson
Colby	Fitzp'ck W P	McMillan	Rider	Wolf
Coon	Fuller	McQuade	Ruehl	Woody
Coughtry				

Mr. Newcomb moved to amend as follows:

At the end of line 17, page 2, insert the words, "but no admission fee shall be charged for witnessing such exhibits."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Dowling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1266) entitled "An act in relation to the Municipal Court of the city of New York, its officers and marshals" (Int. No. 339), having been announced for a second reading,

Mr. J. A. Allen moved to amend as follows:

Page 24, line 25, after the word "be" insert the words "issued and."

Page 25, line 2, after the word "clerk" insert the words "or by the attorney for the plaintiff, if the plaintiff sue by attorney, who must add thereto his post office and office address."

Page 27, line 1, after the word "return" insert the words "if the summons were issued by the clerk."

Same page, line 6, after the word "served" insert the words "; and if the summons were issued by the plaintiff's attorney he may at any time before the return day, issue such alias summons without application to the clerk."

Page 28, line 9, strike out the word "and" and insert the word "or."

Page 30, line 8, after the word "by" insert the words "a marshal or by."

Same page, line 9, strike out the words "except that a person other than a marshal serving."

Same page, strike out lines 10, 11 and 12.

Same page, line 13, strike out the words "by law, by said corporation counsel."

Same page, line 14, after the word "person" insert the words "other than a marshal."

Page 31, line 20, after the word "clerk" insert the words "or by the plaintiff's attorney."

Page 35, line 25, after the word "issue" insert the words ", or where the same has been issued by the plaintiff's attorney, shall file."

Page 149, line 10, after the word "clerk" insert the words "or by the attorney for the judgment-creditor."

Page 151, line 17, strike out the words "exclusive of costs."

Page 172, line 3, after the word "except" strike out the words "that the court may depute" and insert the word "as."

Same page, strike out line 4.

Same page, line 5, strike out the words "such action or proceedings within the limitations."

Same page and line, after the word "in" insert the words "section thirty-six of."

Page 175, line 18, strike out the word "personal."

Page 176, line 2, after the word "respondent" insert the words "and of notice of entry of judgment upon the defendant."

Same page, line 3, after the word "respondent" insert the words "or defendant."

Same page, line 5, after the word "respondent" insert the words "or defendant."

Same page line 13, after the word "respondent" insert the word "or defendant."

Same page, line 15, after the word "appeal" insert the words "or entry of judgment."

Same page, line 17, after the word "respondent" insert the words "or defendant."

Page 187, strike out line 19 and insert the words "been commenced in the court to which it is removed."

Page, 197, line 1, after the word "dollar" insert the words ", to be paid, if issued by the clerk, at the time of issuing the same or, if issued by an attorney, upon the filing thereof."

Page 201, line 3, after the word "dollar" insert the words "; and for executing a writ of replevin an amount equal to five per centum of the value of the property to be replevined as shown by the affidavit and, in addition thereto, his necessary disbursements as taxed by a justice of the court."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Wilson, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1281) entitled "An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902" (Int. No. 330), having been announced for a second reading.

Mr. Burnett raised the point or order that said bill is improperly on the calendar because the bill was reported without the action of the committee thereon after being considered in committee.

Mr. Lewis, chairman of the committee on canals, stated that said bill had been reported after obtaining the unanimous consent of the members of the committee.

Mr. Speaker decided the point of order well taken.

On motion of Mr. Weekes, said bill was recommitted to the committee on canals, retaining its place on the order of third reading.

The bill (No. 1270) entitled "An act to amend chapter 49 of the general laws, known as the Lien Law, relating to conditional sales" (Int. No. 85), having been announced for a second reading,

Mr. Burnett moved to amend as follows:

Page 2, line 12, before the word "delivery" insert the word "complete."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Wilson, said bill was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1327) entitled "An act to amend the Civil Service Law' relating to removals" (Int. No. 742), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 243) entitled "An act to amend the Forest, Fish and Game Law, relative to powers of game protectors" (Rec. No. 42), having been announced for a second reading,

Mr. McKeown moved to amend as follows:

Page 2, line 9, strike out the words "and the contents of any building other than a dwelling house."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.



The bill (No. 1093) entitled "An act to amend section 383 of the Code of Civil procedure, relative to the statute of limitations as to certain actions" (Int. No. 488), having been announced for a third reading,

On motion of Mr. Phillips, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 863) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (Int. No. 442), having been announced for a third reading,

On motion of Mr. Burke, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Kelsey in the chair.

The bill (No. 226) entitled "An act to amend section 3326 of the Code of Civil Procedure, in relation to jurors' fees in justice's court" (Int. No. 211), having been announced for a third reading,

Debate was had thereon, when

Mr. Allds moved the previous question,

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 65 }  
{ NOES 28 }

Those who voted in the affirmative, were

Adams	Coon	Graeff	Orr	Rogers
Adler	Costello	Hammond	Patchin	Ruehl
Ahern	Cotton	Hanford	Patton	Salyerds
Allen F E	Coughtry	Hewitt	Phillips	Seymour
Allston	Cowan	Hooker	Phipps	Smith J E
Bedell	Dale	Lewis	Plank	Snyder
Bennet	Darrison	Manee	Platt	Stevens

Blackwell	Davis G	Mansfield	Prince	Townsend
Bradley	Doughty	McMillan	Reeve	Traub
Brooks	Dusinbery	Merritt	Remsen	Treat
Cadin	Fancher	Neville	Reynolds	Weber
Candee	Fisher	O'Brien	Richter	Weekes
Cook	Gardiner	O'Malley	Rider	Williams

Those who voted in the negative, were

Alds	Fitzgerald	Leggett	Monroe	Reilley
Barrett	Fitzp'ck J H	Litthauer	Moran	Scanlon
Colby	Fitzp'ck W P	McCullough	Newcomb	Sloane
Davis M	Fowler	McInerney	Nye	Smith G H
Dooling	Grady	McKeown	Palmer	Sulzberger
Finch	Kelsey	Meeks		

Mr. Stevens moved to reconsider the vote by which said bill was lost and that the motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 423) entitled "An act to amend section 1774 of the Code of Civil Procedure, relating to the judgment in certain matrimonial actions" (Rec. No. 98), having been announced for a third reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1194) entitled "An act to amend the Greater New York Charter, relative to the jurisdiction of the fire department over harbor fires" (Int. No. 757), having been announced for a third reading,

On motion of Mr. Colby, and by unanimous consent, said bill was placed on the third reading calendar for Thursday next.

The bill (No. 1193) entitled "An act to amend chapter 617 of the Laws of 1896, entitled 'An act to provide for the construction of a bridge over the Bronx river, at Westchester avenue, in the city of New York,' relative to the method of payment of cost of such bridge" (Int. No. 728), having been announced for a third reading,

On motion of Mr. Seymour, and by unanimous consent, said bill was placed on the third reading calendar for Thursday next.

The bill (No. 1022) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon" (In. No. 838), having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was placed on the third reading calendar for Thursday next.

The bill (No. 1195) entitled "An act to amend chapter 26 of the Laws of 1885, relative to compensation of sealer of weights and measures in the city of Syracuse" (Int. No. 821), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	McQuade	Rider
Adler	Cotton	Grady	Meeks	Robinson
Ahern	Coughtry	Graeff	Merritt	Rogers
Allds	Cowan	Griffith	Monroe	Ross
Allen F E	Dale	Hammond	Moran	Ruehl
Allen J A	Daly	Hanford	Morgan	Salyerds
Allston	Darrison	Hewitt	Neville	Sanders
Apgar	Day	Higgins	Newcomb	Scanlon
Ash	Davis G	Hoadley	Nye	Schneider
Baldwin	Davis M	Hooker	O'Malley	Seymour
Barrett	Dickey	Keenan	Orr	Sherer
Bedell	Dickinson	Kelsey	Outtersen	Sloane
Bennet	Dooling	Knipp	Oxford	Smith G H
Blackwell	Doll	Lally	Palmer	Smith J E

Bordwell	Doughty	Landon	Patchin	Smith J T
Bourke	Duer	Langhorst	Patton	Snyder
Bradley	Duross	Leggett	Pendry	Stevens
Brill	Dusinbery	Lewis	Phillips	Stiles
Brooks	Egan	Litthauer	Phipps	Townsend
Burke	Fancher	Manee	Plank	Traub
Burnett	Ferre	Mansfield	Platt	Ulmann
Burns	Finch	Marson	Prince	Wainwright
Cadin	Fisher	McAdam	Rainey	Weber
Candee	Fitzgerald	McCullough	Reeve	Williams
Chambers	Fitzp'ck J H	McInerney	Reiley	Wilson
Colby	Fitzp'ck W P	McKeown	Remsen	Wolf
Conkling	Fowler	McMillan	Reynolds	Woody
Cook	Fuller	McNair	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1105) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (Int. No. 882), having been announced for a third reading,

On motion of Mr. Morgan, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 216, Assembly reprint No. 1197) entitled "An act to amend section 601 of the Penal Code of the State of New York, relating to receiving deposits in an insolvent bank" (Rec. No. 71), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

) AYES 140 )  
 ) NOES 00 )

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Robinson
Adler	Cotton	Graeff	Meeks	Rogers
Ahern	Coughtry	Griffith	Merritt	Ross
Allds	Cowan	Hammond	Monroe	Ruehl
Allen F E	Dale	Hanford	Moran	Salyerds



Allen J A	Daly	Hewitt	Morgan	Sanders
Allston	Darrison	Higgins	Neville	Schneider
Apgar	Day	Hoadley	Newcomb	Seymour
Ash	Davis G	Hooker	Nye	Sherer
Baldwin	Davis M	Hughes	O'Brien	Sloane
Barrett	Dickinson	Keenan	O'Malley	Smith C W
Bedell	Dooling	Kelsey	Orr	Smith G H
Bennet	Doll	Knipp	Outtersen	Smith J E
Blackwell	Doughty	Lally	Palmer	Smith J T
Bordwell	Duer	Landon	Patchin	Snyder
Bourke	Duross	Langhorst	Patton	Stiles
Bradley	Dusinbery	Leggett	Phillips	Sulzberger
Brill	Egan	Lewis	Phipps	Townsend
Brooks	Fancher	Litthauer	Plank	Traub
Burke	Ferre	Manee	Platt	Treat
Burnett	Finch	Mansfield	Prince	Wainwright
Burns	Fisher	Marson	Rainey	Weber
Cadin	Fitzgerald	McAdam	Reeve	Weekes
Candee	Fitzp'ck J H	McCullough	Reilley	Williams
Colby	Fitzp'ck W P	McInerney	Rensen	Wilson
Conkling	Fowler	McKeown	Reynolds	Wolf
Cook	Fuller	McMillan	Richter	Woody
Coon	Gardiner	McNair	Rider	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The Senate bill (No. 376, Assembly reprint No. 1198) entitled "An act to provide for the enrollment of political parties in towns" (Rec. No. 57), having been announced for a third reading,

Mr. Phipps moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Page 2, line 22, after the word "Fulton" insert the word "Genesee," and after the word "Montgomery" insert the word "Nassau."

Same page, line 23, after the word "Oneida" insert the words "Onondaga, Orleans."

Same page, line 25, after the word "Steuben" insert the word "Suffolk" and after the word "Washington" insert the word "Wayne."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Phipps, and it was determined in the affirmative.

Mr. Rogers, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered re-printed and placed on the order of third reading.

The bill (No. 647) entitled "An act to amend the Membership Corporations Law, relative to the consolidation of existing membership corporations" (Int. No. 575), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Robinson
Adler	Coughtry	Griffith	Merritt	Rogers
Ahern	Cowan	Hammond	Monroe	Ross
Allds	Yale	Hanford	Moran	Ruehl
Allen F E	Daly	Haviland	Morgan	Salyerds
Allen J A	Darrison	Hewitt	Neville	Sanders
Allston	Day	Higgins	Newcomb	Scanlon
Apgar	Davis G	Hoadley	Nye	Schneider
Ash	Davis M	Hooker	O'Brien	Sherer
Baldwin	Dickey	Hughes	O'Malley	Sloane
Barrett	Dickinson	Keenan	Orr	Smith C W
Bedell	Dooling	Kelsey	Outterson	Smith G H
Bennet	Doll	Knipp	Oxford	Smith J E
Blackwell	Duer	Lally	Patchin	Smith J T
Bordwell	Duross	Landon	Patton	Snyder
Bourke	Dusinbery	Langhorst	Pendry	Stiles
Bradley	Egan	Leggett	Phillips	Sulzberger
Brill	Fancher	Lewis	Phipps	Townsend
Burke	Ferre	Litthauer	Plank	Treat
Burnett	Finch	Manee	Platt	Ulmann
Burns	Fisher	Mansfield	Prince	Wainwright
Cadin	Fitzgerald	Marson	Rainey	Weber
Candee	Fitzp'ck J H	McAdam	Reeve	Weekes
Chambers	Fitzp'ck W P	McCullough	Reilley	Williams
Colby	Fowler	McKeown	Remsen	Wilson

Conkling	Fuller	McMillan	Reynolds	Wolf
Cook	Gardiner	McNair	Richter	Woody
Coon	Grady	McQuade	Rider	Yale

In the negative,  
Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1107) entitled "An act to amend the Tax Law, in relation to collector's notice in Suffolk county" (Int. No. 884), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Morgan	Ruehl
Adler	Coughtry	Hewitt	Neville	Salyerds
Ahern	Dale	Higgins	Newcomb	Sanders
Allds	Daly	Hooker	Nye	Scanlon
Allen J A	Darrison	Hughes	O'Brien	Schneider
Allen F E	Day	Keenan	O'Malley	Seymour
Apgar	Davis G	Kelsey	Orr	Sherer
Ash	Davis M	Knipp	Outterson	Sloane
Baldwin	Dickey	Lally	Oxford	Smith C W
Barrett	Dickinson	Landon	Palmer	Smith G H
Bedell	Dooling	Langhorst	Patchin	Smith J E
Bennet	Doughty	Leggett	Patton	Smith J T
Blackwell	Duer	Lewis	Pendry	Snyder
Bordwell	Duross	Litthauer	Phillips	Stevens
Bourke	Dusinbery	Manee	Phlips	Stiles
Bradley	Egan	Mansfield	Plank	Sulzberger
Brill	Fancher	Marson	Platt	Townsend
Brooks	Ferre	McAdam	Prince	Traub
Burke	Fisher	McCullough	Rainey	Treat
Burnett	Fitzgerald	McInerney	Reeve	Ulmann

Burns	Fitzp'ck J H	McKeown	Reilley	Wainwright
Cadin	Fitzp'ck W P	McMillan	Remsen	Weber
Chambers	Fowler	McNair	Reynolds	Weekes
Colby	Gardiner	McQuade	Richter	Williams
Conkling	Grady	Meeks	Rider	Wilson
Cook	Graeff	Merritt	Robinson	Wolf
Coon	Griffith	Monroe	Ross	Woody
Costello	Hammond	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1156) entitled "An act to amend chapter 342 of the Laws of 1892, relative to practice in the Municipal Court of the city of Syracuse" (Int. No. 926), having been announced for a third reading,

On motion of Mr. Traub, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 201) entitled "An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton" (Int. No. 201), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hammond	Meeks	Robinson
Adler	Daly	Hanford	Monroe	Rogers
Ahern	Day	Haviland	Moran	Ross
Allds	Davis G	Hewitt	Morgan	Ruehl
Allen F E	Davis M	Higgins	Neville	Salyerds
Allen J A	Dickey	Hoadley	Newcomb	Schneider
Allston	Dickinson	Hooker	Nye	Scanlon
Apgar	Dooling	Hughes	O'Brien	Seymour
Ash	Doll	Keenan	O'Malley	Sherer
Barrett	Duer	Kelsey	Outterson	Sloane
Bedell	Duross	Knipp	Oxford	Smith C W



Bennet	Dusinbery	Lally	Palmer	Smith G H
Bordwell	Egan	Landon	Patchin	Smith J T
Bourke	Fancher	Langhorst	Pendry	Stevens
Brill	Ferre	Leggett	Phillips	Stiles
Burke	Finch	Litthauer	Plank	Townsend
Burnett	Fitzgerald	Marson	Platt	Traub
Burns	Fitzp'ck J H	Mansfield	Prince	Treat
Candee	Fitzp'ck W P	McAdam	Rainey	Ulmann
Chambers	Fowler	McCullough	Reeve	Wainwright
Conkling	Fuller	McInerney	Reilley	Weekes
Cook	Gardiner	McKeown	Remsen	Williams
Costello	Grady	McMillan	Reynolds	Wolf
Cotton	Graeff	McNair	Richter	Woody
Coughtry	Griffith	McQuade	Rider	Yale
Cowan				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1151) entitled "An act to amend the Greater New York Charter, relating to appeals to the board of examiners from a decision of the superintendent of buildings" (Int. No. 920), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hammond	Merritt	Ruehl
Adler	Costello	Hanford	Moran	Salverds
Ahern	Cotton	Haviland	Morgan	Sanders
Allds	Coughtry	Hewitt	Neville	Scanlon
Allen F E	Cowan	Higgins	Newcomb	Schneider
Allen J A	Dale	Hoadley	Nye	Seymour
Allston	Daly	Hooker	O'Malley	Sherer
Apgar	Darrison	Hughes	Orr	Smith G W
Ash	Day	Keenan	Outterson	Smith G H
Baldwin	Davis M	Kelsey	Oxford	Smith J E
Barrett	Dickey	Knipp	Palmer	Smith J T

Bedell	Dickinson	Lally	Patchin	Snyder
Bennet	Dooling	Landon	Pendry	Seymour
Blackwell	Doll	Langhorst	Phillips	Stiles
Bordwell	Duer	Leggett	Phipps	Sulzberger
Bourke	Dusinbery	Lewis	Plank	Townsend
Bradley	Egan	Litthauer	Platt	Traub
Brill	Fancher	Manee	Prince	Treat
Brooks	Finch	Mansfield	Rainey	Ulmann
Burke	Fisher	Marson	Reeve	Wainwright
Burnett	Fitzgerald	McAdam	Reilley	Weber
Burns	Fitzp'ck W P	McCullough	Remsen	Weekes
Cadin	Fowler	McInerney	Reynolds	Williams
Candee	Fuller	McKeown	Richter	Wilson
Chambers	Gardiner	McMillan	Rider	Wolf
Colby	Grady	McNair	Robinson	Woody
Conkling	Graeff	McQuade	Rogers	Yale
Cook	Griffith	Meeks	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 816) entitled "An act to amend the Greater New York Charter with reference to the powers of the borough presidents" (Int. No. 699), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hoadley	Neville	Salyerds
Adler	Darrison	Hooker	Newcomb	Sanders
Ahern	Day	Hughes	Nye	Scanlon
Allds	Davis G	Keenan	O'Brien	Schneider
Allen F E	Dickey	Kelsey	O'Malley	Seymour
Allen J A	Dickinson	Knipp	Orr	Sherer
Apgar	Dooling	Lally	Outterson	Sloane
Ash	Doll	Landon	Oxford	Smith C W
Baldwin	Duer	Langhorst	Palmer	Smith G H
Barrett	Duross	Leggett	Patchin	Smith J E

Bedell	Dusinbery	Lewis	Patton	Smith J T
Blackwell	Egan	Litthauer	Pendry	Snyder
Bordwell	Ferre	Manee	Phillips	Stevens
Bourke	Finch	Mansfield	Phipps	Stiles
Bradley	Fisher	Marson	Plank	Sulzberger
Brooks	Fitzp'ck J H	McAdam	Platt	Townsend
Burke	Fitzp'ck W P	McCullough	Prince	Traub
Burns	Fowler	McInerney	Rainey	Treat
Cadin	Fuller	McKeown	Reeve	Ulmann
Candee	Gardiner	McMillan	Reilley	Wainwright
Chambers	Grady	McNair	Remsen	Weber
Colby	Graeff	McQuade	Reynolds	Weekes
Conkling	Griffith	Meeks	Richter	Williams
Cook	Hammond	Merritt	Rider	Wilson
Coon	Hanford	Monroe	Robinson	Wolf
Cotton	Hewitt	Moran	Rogers	Woody
Coughtry	Higgins	Morgan	Ross	Yale
Dale				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1073) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to assessors and assessments" (Int. No. 871), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }  
{ NOES 38 }

Those who voted in the affirmative, were

Adams	Cotton	Hoadley	O'Brien	Salyerds
Adler	Coughtry	Hooker	O'Malley	Schneider
Ahern	Cowan	Hughes	Orr	Seymour
Allds	Darrison	Kelsey	Outterson	Sherer
Allen F E	Davis G	Knipp	Patchin	Smith C W
Allen J A	Davis M	Landon	Patton	Smith G H
Allston	Dickinson	Langhorst	Payne	Smith J T
Ash	Doughty	Leggett	Pendry	Snyder

Bedell	Dusinbery	Lewis	Phillips	Stevens
Bennet	Fancher	Manee	Phipps	Stiles
Blackwell	Finch	Mansfield	Plank	Townsend
Brill	Fisher	Marson	Platt	Traub
Brooks	Fowler	McMillan	Rainey	Treat
Burnett	Fuller	McNair	Reeve	Wainwright
Cadin	Gardiner	McQuade	Remsen	Weber
Candee	Graeff	Merritt	Reynolds	Weekes
Colby	Griffith	Monroe	Robinson	Williams
Conkling	Hammond	Moran	Rogers	Wilson
Cook	Hanford	Morgan	Ross	Woody
Coon	Haviland	Newcomb	Ruehl	Yale
Costello	Hewitt	Nye		

Those who voted in the negative, were

Baldwin	Daly	Fitzp'ck W P	Neville	Sanders
Barrett	Day	Keenan	Oxford	Scanlon
Bordwell	Dickey	Litthauer	Palmer	Sloane
Bourke	Doll	McAdam	Prince	Smith J E
Bradley	Duross	McCullough	Reilley	Sulzberger
Burke	Egan	McInerney	Richter	Ulmann
Burns	Fitzgerald	McKeown	Rider	Wolf
Dale	Fitzp'ck J H	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1066) entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' relative to street pavements and improvements" (Int. No. 863), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Monroe	Ross
Adler	Coughtry	Hanford	Moran	Ruehl
Ahern	Cowan	Haviland	Morgan	Salyerds



Allds	Dale	Hewitt	Neville	Sanders
Allen F E	Daly	Higgins	Newcomb	Scanlon
Allen J A	Darrison	Hoadley	Nye	Schneider
Allston	Day	Hooker	O'Brien	Seymour
Apgar	Davis G	Hughes	O'Malley	Sherer
Ash	Davis M	Keenan	Orr	Sloane
Baldwin	Dickinson	Kelsey	Outterson	Smith O W
Barrett	Dooling	Knipp	Oxford	Smith G H
Bedell	Doll	Lally	Palmer	Smith J E
Bennet	Doughty	Landon	Patchin	Smith J T
Blackwell	Duer	Langhorst	Patton	Snyder
Bordwell	Duross	Leggeti	Pendry	Stevens
Bourke	Dusinbery	Lewis	Phillips	Stiles
Bradley	Egan	Litthauer	Phipps	Sulzberger
Brill	Ferre	Manee	Plank	Townsend
Brooks	Finch	Mansfield	Platt	Traub
Burke	Fisher	Marson	Prince	Treat
Burnett	Fitzgerald	McAdam	Rainey	Ulmann
Burns	Fitzp'ck J H	McCullough	Reeve	Wainwright
Cadin	Fitzp'ck W P	McInerney	Reilley	Weber
Candee	Fowler	McKeown	Remsen	Weekes
Chambers	Fuller	McMillan	Reynolds	Williams
Colby	Gardiner	McNair	Richter	Wilson
Conkling	Grady	McQuade	Rider	Wolf
Cook	Graeff	Meeks	Robinson	Woody
Coon	Griffith	Merritt	Rogers	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1028) entitled "An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' in relation to the contingent fund" (Int. No. 844), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Ross	Neville	Ruehl
Adler	Coughtry	Hewitt	Newcomb	Salyerds
Ahern	Dale	Hoadley	Nye	Sanders
Allds	Daly	Hooker	O'Brien	Scanlon
Allen F E	Day	Hughes	O'Malley	Schneider
Allen J A	Davis M	Keenan	Orr	Seymour
Allston	Dickey	Kelsey	Outterson	Sherer
Apgar	Dickinson	Lally	Oxford	Sloane
Ash	Dooling	Landon	Palmer	Smith G H
Barrett	Doughty	Langhorst	Patchin	Smith J E
Bedell	Duer	Leggett	Patton	Smith J T
Bennet	Duross	Lewis	Pendry	Snyder
Blackwell	Dusinbery	Manee	Phillips	Stevens
Bordwell	Egan	Mansfield	Plank	Sulzberger
Bradley	Ferre	Marson	Platt	Townsend
Brill	Finch	McAdam	Prince	Treat
Brooks	Fisher	McCullough	Rainey	Ulmann
Burke	Fitzp'ck J H	McInerney	Reeve	Wainwright
Burnett	Fitzp'ck W P	McMillan	Reiley	Weber
Cadin	Fowler	McNair	Remsen	Weekes
Candee	Fuller	McQuade	Reynolds	Williams
Chambers	Gardiner	Meeks	Richter	Wilson
Conkling	Grady	Merritt	Rider	Wolf
Cook	Griffith	Monroe	Robinson	Woody
Coon	Hammond	Morgan	Rogers	Yale
Costello	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1025) entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled "An act to organize and establish a police department for the city of Yonkers," and the acts amendatory thereof,' as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers " (Int. No. 841), having been announced for a third reading,

Mr. Sloane moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 9, strike out the word "four" and insert the word "five."

Same page, line 10, after the word "each" insert the words "one of whom shall be assigned to the detective bureau."

Amend the title by adding the words "and the appointment of an additional sergeant" after the last word in title.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1024) entitled "An act to enable the city of Yonkers to relieve or correct any defects in the sewerage system within the city, and to provide for the cost thereof" (Int. No. 840), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Robinson
Adler	Coughtry	Griffith	Monroe	Ross
Ahern	Cowan	Hammond	Moran	Ruehl
Allds	Dale	Hanford	Morgan	Sanders
Allen F E	Daly	Haviland	Neville	Scanlon
Allen J A	Darrison	Hewitt	Newcomb	Seymour
Allston	Day	Hoadley	Nye	Sherer
Apgar	Davis G	Hooker	O'Malley	Smith C W
Baldwin	Davis M	Keenan	Orr	Smith G H
Barrett	Dickey	Kelsey	Outterson	Smith J E
Bedell	Dickinson	Lally	Oxford	Snyder
Blackwell	Dooling	Landon	Palmer	Stiles
Bordwell	Doughty	Langhorst	Patton	Sulzberger
Bourke	Duer	Leggett	Pendry	Townsend
Brill	Duross	Lewis	Phillips	Traub

Brooks	Dusinbery	Litthauer	Plank	Treat
Burke	Fancher	Mansfield	Platt	Ulmann
Burnett	Ferre	Marson	Prince	Weber
Burns	Fisher	McAdam	Rainey	Weekes
Cadin	Fitzgerald	McCullough	Reilley	Wilson
Chambers	Fitzp'ck J H	McKeown	Remsen	Wolf
Colby	Fitzp'ck W P	McMillan	Reynolds	Woody
Cook	Fuller	McQuade	Rider	Yale
Coon	Gardiner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1111) entitled "An act to amend chapter 485 of the Laws of 1883, entitled 'An act in relation to the construction of sewers in the city of Schenectady, and to authorize the common council of said city to borrow money for that purpose,' and the acts amendatory thereof, relative to the issue of bonds" (Int. No. 888), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hewitt	Neville	Ruehl
Adler	Cotton	Higgins	Newcomb	Salyerds
Ahern	Coughtry	Hoadley	Nye	Sanders
Allds	Cowan	Hughes	O'Brien	Scanlon
Allen F E	Dale	Keenan	O'Malley	Schneider
Allen J A	Daly	Kelsey	Orr	Seymour
Allston	Darrison	Knipp	Outtersen	Sherer
Apgar	Day	Lally	Oxford	Sloane
Ash	Davis G	Landon	Palmer	Smith C W
Baldwin	Davis M	Langhorst	Patchin	Smith G H
Barrett	Dickey	Leggett	Patton	Smith J E
Bedell	Dickinson	Lewis	Pendry	Smith J T
Blackwell	Dooling	Litthauer	Phillips	Snyder
Bordwell	Doll	Manee	Phipps	Stevens



Bourke	Doughty	Mansfield	Plank	Stiles
Bradley	Duer	Marson	Platt	Sulzberger
Brill	Egan	McAdam	Prince	Townsend
Brooks	Fancher	McCullough	Rainey	Traub
Burke	Finch	McInerney	Reeve	Treat
Burnett	Fitzgerald	McKeown	Reilley	Ulmann
Burns	Fitzp'ck J H	McMillan	Remsen	Wainwright
Cadin	Fitzp'ck W P	McNair	Reynolds	Weber
Candee	Fowler	McQuade	Richter	Weekes
Chambers	Gardiner	Meeks	Rider	Williams
Colby	Graeff	Merritt	Robinson	Wilson
Conkling	Hammond	Monroe	Rogers	Woody
Cook	Hanford	Moran	Ross	Yale
Coon	Haviland	Morgan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1060) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and the erecting, completing and enlarging school buildings" (Int. No. 857), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner	Merritt	Rogers
Adler	Cotton	Grady	Monroe	Ross
Ahern	Coughtry	Graeff	<b>Moran</b>	Ruehl
Allds	Cowan	Griffith	Morgan	Salyerds
Allen F E	Dale	Hammond	Newcomb	Sanders
Allen J A	Daly	Hanford	Nye	Scanlon
Allston	Darrison	Hewitt	O'Brien	Schneider
Apgar	Day	Higgins	O'Malley	Seymour
Ash	Davis G	Hoadley	Orr	Sherer
Baldwin	Davis M	Hooker	Outterson	Sloane
Barrett	Dickey	Keenan	Oxford	Smith C W
Bedell	Dickinson	Kelsey	Palmer	Smith G H

Burnett	Dooling	Knipp	Patchin	Smith J E
Blackwell	Doll	Lally	Patton	Smith J T
Bordwell	Doughty	Landon	Pendry	Snyder
Bourke	Duer	Langhorst	Phillips	Stevens
Bradley	Duross	Leggett	Phipps	Stiles
Brill	Dusinbery	Lewis	Plank	Townsend
Brooks	Egan	Litthauer	Platt	Traub
Burke	Fancher	Manee	Prince	Treat
Burnett	Ferre	Mansfield	Rainey	Ulmann
Burns	Finch	Marson	Reeve	Wainwright
Cadin	Fisher	McAdam	Reilley	Weber
Candee	Fitzgerald	McInerney	Reynolds	Williams
Colby	Fitzp'ck J H	McKeown	Richter	Wolf
Conkling	Fitzp'ck W P	McMillan	Rider	Woody
Cook	Fowler	McQuade	Remsen	Yale
Coon	Fuller	Meeks	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1104) entitled "An act relative to a public school teachers' retirement fund in the city of Poughkeepsie" (Int. No. 881), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
 . { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Rogers
Adler	Coughtry	Hammond	Moran	Ross
Ahern	Cowan	Hanford	Morgan	Ruehl
Allds	Dale	Haviland	Neville	Salyerds
Allen F F	Daly	Hewitt	Newcomb	Sanders
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Kelsey	Outterson	Smith C W
Barrett	Dickinson	Knipp	Oxford	Smith G H

Bedell	Dooling	Lally	Palmer	Smith J E
Bennet	Doughty	Landon	Patchin	Smith J T
Blackwell	Duer	Langhorst	Patton	Snyder
Bordwell	Duross	Leggett	Pendry	Stevens
Bourke	Dusinbery	Lewis	Phillips	Stiles
Bradley	Egan	Litthauer	Phipps	Sulzberger
Brill	Fancher	Manee	Plank	Townsend
Brooks	Ferre	Mansfield	Platt	Traub
Burke	Finch	Marson	Prince	Treat
Burnett	Fisher	McAdam	Rainey	Ulmann
Cadin	Fitzgerald	McCullough	Reeve	Wainwright
Candee	Fitzp'ck J H	McInerney	Reilley	Weber
Chambers	Fitzp'ck W P	McKeown	Remsen	Williams
Colby	Fowler	McMillan	Reynolds	Wilson
Conkling	Fuller	McNair	Richter	Wolf
Cook	Gardiner	McQuade	Rider	Woody
Coon	Grady	Meeks	Robinson	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1138) entitled "An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the sources of water supply of the city of Rochester, by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution,' and providing that the powers and duties of the commissioners shall be vested in and performed by the commissioner of public works of the city of Rochester, and validating the acts of the commissioners" (Int. No. 907), having been announced for a third reading,

On motion of Mr. Gardiner, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 1056) entitled "An act to authorize a justice of the peace of the town of Cortlandville, Cortland county, to maintain his office and transact town business in the city of Cortland" (Int. No. 853), having been announced for a third reading,

On motion of Mr. Dickinson, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 1080) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of

Niagara Falls,' relating to city elections and the terms of city officers" (Int. No. 870), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Moran	Rogers
Adler	Cowan	Hanford	Morgan	Ross
Ahern	Dale	Hewitt	Neville	Ruehl
Allds	Daly	Higgins	Newcomb	Sanders
Allen F E	Darrison	Hoadley	Nye	Scanlon
Allen J A	Day	Hooker	O'Brien	Schneider
Allston	Davis G	Hughes	O'Malley	Seymour
Apgar	Davis M	Keenan	Orr	Sherer
Ash	Dickey	Kelsey	Outtersen	Sloane
Barrett	Dickinson	Lally	Oxford	Smith C W
Bennet	Dooling	Landon	Palmer	Smith J E
Blackwell	Doll	Langhorst	Patchin	Smith J T
Bordwell	Doughty	Leggett	Patton	Snyder
Bourke	Duer	Lewis	Pendry	Stevens
Bradley	Duross	Litthauer	Phillips	Stiles
Brill	Dusinbery	Manee	Phipps	Sulzberger
Brooks	Egan	Mansfield	Plank	Townsend
Burke	Fancher	Marson	Platt	Traub
Burnett	Ferre	McAdam	Prince	Treat
Burns	Finch	McCullough	Rainey	Ulmann
Cadin	Fisher	McKeown	Reeve	Wainwright
Chambers	Fitzp'ck J H	McMillan	Reilley	Weekes
Colby	Fitzp'ck W P	McNair	Remsen	Williams
Conkling	Fowler	McQuade	Reynolds	Wilson
Coon	Fuller	Meeks	Richter	Wolf
Costello	Grady	Merritt	Rider	Woody
Cotton	Graeff	Monroe	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



The bill (No. 1228) entitled "An act to amend the County Law, relative to district attorney and assistant district attorneys of Onondaga county" (Int. No. 84), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fowler	McInerney	Rainey
Adler	Coon	Fuller	McKeown	Reeve
Ahern	Costello	Gardiner	McMillan	Remsen
Allds	Cotton	Grady	McNair	Rider
Allen F E	Coughtry	Graeff	McQuade	Robinson
Allen J A	Cowan	Griffith	Meeks	Ross
Allston	Dale	Hammond	Merritt	Ruehl
Apgar	Daly	Hanford	Monroe	Salyerds
Ash	Darrison	Haviland	Moran	Scanlon
Baldwin	Day	Hewitt	Morgan	Schneider
Barrett	Davis G	Higgins	Neville	Seymour
Bedell	Davis M	Hoadley	Newcomb	Sloane
Bennet	Dickey	Hooker	Nye	Smith C W
Blackwell	Dickinson	Hughes	O'Brien	Smith G H
Bordwell	Dooling	Keenan	O'Malley	Smith J T
Bourke	Doll	Kelsey	Orr	Stevens
Bradley	Doughty	Knipp	Outterson	Stiles
Brill	Duer	Lally	Oxford	Sulzberger
Brooks	Duross	Landon	Palmer	Townsend
Burke	Dusinbery	Langhorst	Patchin	Traub
Burnett	Egan	Leggett	Patton	Ulmann
Burns	Fancher	Lewis	Pendry	Weber
Cadin	Ferre	Litthauer	Phillips	Williams
Candee	Finch	Manee	Phipps	Wilson
Chambers	Fisher	Mansfield	Plank	Woody
Colby	Fitzp'ck J H	McAdam	Platt	Yale
Conkling	Fitzp'ck W P	McCullough	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1223) entitled "An act to amend section 473 of the Penal Code, relative to officials being interested in contracts ' (Int. No. 28), having been announced for a third reading,

On motion of Mr. Landon, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1225) entitled "An act to amend chapter 269 of the Laws of 1897, entitled 'An act to provide for the construction and maintenance of bridges over the waters between cities and towns or incorporated villages in said towns.' relative to amount of bonds to be issued for such purposes by cities " (Int. No. 498), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	Merritt	Rogers
Adler	Cotton	Graeff	Monroe	Ross
Ahern	Coughtry	Griffith	Moran	Ruehl
Allds	Cowan	Hammond	Morgan	Salyerds
Allen F E	Dale	Hanford	Neville	Sanders
Allen J A	Daly	Haviland	Newcomb	Scanlon
Allston	Darrison	Hewitt	Nye	Schneider
Apgar	Day	Hoadley	O'Brien	Seymour
Ash	Davis G	Hooker	O'Malley	Sherer
Baldwin	Davis M	Hughes	Orr	Sloane
Barrett	Dickey	Keenan	Outterson	Smith C W
Bedell	Dickinson	Kelsey	Oxford	Smith G H
Bennet	Dooling	Lally	Palmer	Smith J E
Blackwell	Doll	Landon	Patchin	Smith J T
Bordwell	Doughty	Langhorst	Patton	Snyder
Bourke	Duer	Leggett	Pendry	Stevens
Bradley	Duross	Lewis	Phillips	Stiles
Brill	Dusinbery	Litthauer	Phipps	Sulzberger

Brooks	Egan	Manee	Plank	Townsend
Burke	Fancher	Mansfield	Platt	Traub
Burnett	Ferre	Marson	Prince	Treat
Burns	Finch	McAdam	Rainey	Ulmann
Cadin	Fisher	McCullough	Reeve	Weber
Candee	Fitzgerald	McInerney	Reilley	Weekes
Chambers	Fitzp'ck J H	McKeown	Remsen	Williams
Colby	Fitzp'ck W P	McMillan	Reynolds	Wilson
Conkling	Fowler	McNair	Richter	Woody
Cook	Fuller	McQuade	Rider	Yale
Coon	Gardiner	Meeks	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1226) entitled "An act to amend the Village Law, relating to the withdrawal of part of a village situated in two or more towns" (Int. No. 535), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hanford	Moran	Rogers
Adler	Cotton	Haviland	Morgan	Ross
Ahern	Coughtry	Hewitt	Neville	Ruehl
Allds	Dale	Higgins	Newcomb	Salyerds
Allen F E	Daly	Hooker	Nye	Sanders
Allen J A	Darrison	Hughes	O'Brien	Scanlon
Apgar	Day	Keenan	O'Malley	Schneider
Ash	Davis G	Kelsey	Orr	Sherer
Baldwin	Davis M	Knipp	Outterson	Sloane
Barrett	Dickey	Lally	Oxford	Smith C W
Bedell	Dickinson	Langhorst	Palmer	Smith G H
Bennet	Dooling	Leggett	Patchin	Smith J E
Blackwell	Doll	Lewis	Patton	Smith J T
Bordwell	Doughty	Litthauer	Pendry	Snyder

Bourke	Duer	Manee	Phillips	Stevens
Bradley	Dusinbery	Mansfield	Phipps	Stiles
Brill	Egan	Marson	Plank	Sulzberger
Brooks	Fancher	McAdam	Platt	Townsend
Burke	Ferre	McCullough	Prince	Traub
Burnett	Finch	McInerney	Rainey	Treat
Burns	Fisher	McKeown	Reeve	Ulmann
Cadin	Fitzp'ck J H	McMillan	Reilley	Wainwright
Candee	Fitzp'ck W P	McNair	Remsen	Weber
Chambers	Fowler	McQuade	Reynolds	Weekes
Colby	Gardiner	Meeks	Richter	Wilson
Conkling	Grady	Merritt	Rider	Woody
Cook	Graeff	Monroe	Robinson	Yale
Coon	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1224) entitled "An act to amend the Code of Criminal Procedure, relative to the execution of undertaking upon the putting in of bail" (Int. No. 460), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Coon	Griffith	Monroe	Ross
Adler	Costello	Hammond	Moran	Ruehl
Ahern	Cotton	Hanford	Morgan	Salyerds
Allds	Coughtry	Haviland	Neville	Sanders
Allen F E	Cowan	Hewitt	Nye	Scanlon
Allen J A	Dale	Hoadley	O'Brien	Seymour
Allston	Daly	Hooker	O'Malley	Sloane
Apgar	Darrison	Keenan	Orr	Smith C W
Ash	Davis G	Kelsey	Oxford	Smith G H
Baldwin	Davis M	Knipp	Palmer	Smith J E
Barrett	Dickey	Landon	Patchin	Smith J T
Bedell	Dickinson	Langhorst	Patton	Snyder



Bennet	Dooling	Leggett	Pendry	Stevens
Blackwell	Doll	Lewis	Phillips	Stiles
Bordwell	Doughty	Litthauer	Phipps	Sulzberger
Bourke	Duer	Manee	Plank	Townsend
Bradley	Duross	Mansfield	Platt	Traub
Brill	Dusinbery	Marson	Prince	Treat
Brooks	Egan	McAdam	Rainey	Ulmann
Burke	Fancher	McCullough	Reeve	Wainwright
Burnett	Ferre	McInerney	Reilley	Weber
Burns	Fisher	McKeown	Remsen	Weekes
Cadin	Fitzgerald	McMillan	Reynolds	Williams
Candee	Fitzp'ck J H	McNair	Richter	Wilson
Chambers	Fitzp'ck W P	McQuade	Rider	Wolf
Colby	Fuller	Meeks	Robinson	Woody
Conkling	Gardiner	Merritt	Rogers	Yale
Cook	Graeff			

Those who voted in the negative, were

Finch                  Newcomb

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1227) entitled "An act to amend section 714 of the Code of Civil Procedure, relative to notice of application before judgment" (Int. No. 632), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Ross
Adler	Coughtry	Griffith	Merritt	Ruehl
Ahern	Cowan	Hammond	Monroe	Salyerds
Allds	Dale	Hanford	Moran	Sanders
Allen F E	Daly	Haviland	Morgan	Scanlon

Allen J A	Darrison	Hewitt	Neville	Schneider
Allston	Day	Higgins	Newcomb	Seymour
Apgar	Davis G	Hoadley	O'Brien	Sherer
Ash	Davis M	Hooker	O'Malley	Sloane
Baldwin	Dickey	Hughes	Orr	Smith C W
Barrett	Dickinson	Keenan	Outterson	Smith G H
Bedell	Dooling	Kelsey	Oxford	Smith J E
Bennet	Doll	Knipp	Palmer	Smith J T
Blackwell	Doughty	Lally	Patton	Snyder
Bordwell	Duer	Landon	Pendry	Stevens
Bradley	Duross	Langhorst	Phillips	Stiles
Brill	Dusinbery	Leggett	Phipps	Townsend
Brooks	Egan	Lewis	Plank	Traub
Burke	Fancher	Litthauer	Platt	Treat
Burnett	Ferre	Manee	Prince	Ulmann
Burns	Finch	Mansfield	Rainey	Wainwright
Cadin	Fisher	Marson	Reeve	Weber
Candee	Fitzgerald	McAdam	Reilley	Weekes
Chambers	Fitzp'ck J H	McCullough	Rensen	Williams
Colby	Fitzp'ck W P	McInerney	Reynolds	Wilson
Conkling	Fowler	McKeown	Richter	Wolf
Cook	Fuller	McMillan	Rider	Woody
Coon	Gardiner	McNair	Robinson	Yale
Costello	Grady	McQuade	Rogers	

In the negative,

Nye

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 496) entitled "An act relating to the will and codicils thereto of Catherine Louisa Power, deceased, and providing for the execution of certain provisions thereof" (Rec. No. 109), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Fuller	Meeks	Richter
Adler	Cook	Grady	Merritt	Rider
Ahern	Coon	Griffith	Moran	Rogers
Allds	Costello	Hammond	Morgan	Ross
Allen F E	Coughtry	Haviland	Neville	Salyerds
Allen J A	Cowan	Higgins	Newcomb	Sanders
Allston	Dale	Hoadley	Nye	Scanlon
Apgar	Daly	Hughes	O'Malley	Schneider
Ash	Darrison	Kelsey	Orr	Seymour
Baldwin	Day	Lally	Oxford	Sloane
Bedell	Davis G	Landon	Palmer	Smith G H
Bennet	Dickey	Langhorst	Patchin	Smith J T
Blackwell	Dickinson	Leggett	Patton	Stevens
Bordwell	Dooling	Lewis	Pendry	Sulzberger
Bourke	Doughty	Litthauer	Phillips	Townsend
Bradley	Duer	Manee	Phipps	Treat
Brill	Dusinbery	Mausfield	Plank	Wainwright
Brooks	Fancher	Marson	Platt	Weber
Burke	Ferre	McCullough	Prince	Williams
Burns	Finch	McInerney	Rainey	Wilson
Candee	Fitzgerald	McKeown	Reeve	Wolf
Chambers	Fitzp'ck J	HMcMillan	Reilley	Woody
Colby	Fowler	McNair	Remsen	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 774) entitled "An act to amend the Code of Civil Procedure in relation to attorneys' liens" (Rec. No. 18), having been announced for a third reading,

On motion of Mr. Bennet, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 363) entitled "An act to provide for acquiring the site of Fort Brewerton in the town of Hastings, Oswego county, and making an appropriation therefor" (Int. No. 346), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Moran	Ruehl
Adler	Cowan	Hanford	Morgan	Salyerds
Ahern	Dale	Haviland	Neville	Sanders
Allds	Daly	Hewitt	Newcomb	Scanlon
Allen F E	Darrison	Higgins	Nye	Schneider
Allen J A	Day	Hoadley	O'Brien	Seymour
Allston	Davis G	Hooker	O'Malley	Sherer
Apgar	Davis M	Hughes	Orr	Sloane
Ash	Dickey	Keenan	Outtersen	Smith C W
Baldwin	Dickinson	Kelsey	Oxford	Smith G H
Barrett	Dooling	Landon	Palmer	Smith J E
Bedell	Doll	Langhorst	Patton	Smith J T
Bennet	Doughty	Leggett	Pendry	Snyder
Blackwell	Duer	Lewis	Phillips	Stevens
Bordwell	Duross	Litthauer	Phipps	Stiles
Bourke	Dusinbery	Manee	Plank	Sulzberger
Bradley	Egan	Mansfield	Platt	Townsend
Brill	Fancher	Marson	Prince	Traub
Brooks	Ferre	McAdam	Rainey	Treat
Burke	Finch	McCullough	Reeve	Ulmann
Burns	Fisher	McInerney	Reilley	Wainwright
Cadin	Fitzgerald	McKeown	Remsen	Weber
Candee	Fitzp'ck J H	McMillan	Reynolds	Weekes
Chambers	Fitzp'ck W P	McNair	Richter	Williams
Colby	Fuller	McQuade	Rider	Wilson
Cook	Gardiner	Meeks	Robinson	Wolf
Coon	Grady	Merritt	Rogers	Woody
Costello	Griffith	Monroe	Ross	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That ten thousand copies of the proceedings of the memorial of the Legislature relative



to the death of Hon. William McKinley be printed for the use of the Legislature and distributed as follows: Two hundred and fifty copies to the family of the deceased; two hundred and fifty copies to Hon. Charles Emory Smith; one thousand copies to the State officers and their deputies; five hundred copies to the reporters of the Senate and Assembly; four thousand five hundred copies to the Assembly and its officers and the remainder to the members and officers of the Senate.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Grady	Meeks	Robinson
Adler	Cotton	Graeff	Merritt	Rogers
Ahern	Coughtry	Hammond	Monroe	Ruehl
Allds	Cowan	Hanford	Moran	Salyerds
Allen F E	Dale	Haviland	Morgan	Sanders
Allen J A	Daly	Hewitt	Neville	Scanlon
Allston	Darrison	Higgins	Newcomb	Seymour
Apgar	Day	Hooker	Nye	Sherer
Ash	Davis G	Hughes	O'Brien	Sloane
Baldwin	Davis M	Keenan	O'Malley	Smith C W
Barrett	Dickey	Kelsey	Orr	Smith G H
Bedell	Dickinson	Knipp	Outterson	Smith J E
Bennet	Dooling	Lally	Oxford	Smith J T
Blackwell	Doll	Landon	Palmer	Snyder
Bordwell	Doughty	Langhorst	Patchin	Stevens
Bourke	Duer	Leggett	Patton	Stiles
Bradley	Duross	Lewis	Pendry	Sulzberger
Brill	Dusinbery	Litthauer	Phillips	Townsend
Brooks	Egan	Manee	Phipps	Traub
Burke	Fancher	Mansfield	Plank	Treat
Burnett	Ferre	Marson	Platt	Wainwright
Burns	Finch	McAdam	Prince	Weber
Cadin	Fitzgerald	McCullough	Rainey	Williams
Candee	Fitzp'ck J H	McInerney	Reeve	Wilson
Chambers	Fitzp'ck W P	McKeown	Reilley	Wolf
Colby	Fowler	McMillan	Remsen	Woody
Conkling	Fuller	McNair	Richter	Yale
Cook	Gardiner	McQuade	Rider	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That the sincere thanks of the Legislature of the State of New York are tendered to the Hon. Charles Emory Smith for his masterly address and graceful and appropriate tribute to the personal virtues and great public services of the late President William McKinley, at the Legislative memorial exercises, held at the State Capitol on the evening of March 4, 1902.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Palmer offered for the consideration of the House a resolution, in the words following:

Resolved, That the thanks of the Assembly be extended to Superintendent of Public Buildings H. H. Bender, for the splendid decoration of the Assembly chamber for the McKinley memorial exercises.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gardiner offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 695) entitled "An act to amend chapter 1018 of the Laws of 1895, entitled 'An act to provide for the sanitary protection of the source of water supply of the city of Rochester, by the acquisition by said city of real property and interests therein necessary for that purpose and by the abatement and removal of sources of pollution,' and providing that the powers and duties of the commissioners shall be vested in and be performed by the commissioner of public works of the city of Rochester, and validating the acts of the commissioners." (Int. No. 192.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a second reading,

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Robinson
Adler	Cotton	Griffith	Meeks	Rogers
Ahern	Coughtry	Hammond	Merritt	Ross
Allds	Cowan	Hanford	Monroe	Ruehl
Allen F E	Dale	Hewitt	Moran	Salyerds
Allen J A	Daly	Higgins	Neville	Sanders
Apgar	Darrison	Hoadley	Newcomb	Scanlon
Ash	Day	Hooker	O'Brien	Schneider
Baldwin	Davis G	Hughes	O'Malley	Seymour
Bedell	Davis M	Keenan	Orr	Sherer
Bennet	Dickey	Kelsey	Outtersen	Sloane
Blackwell	Dickinson	Knipp	Oxford	Smith C W
Bordwell	Doll	Lally	Palmer	Smith G H
Bourke	Duer	Landon	Patchin	Smith J E
Bradley	Duross	Langhorst	Pendry	Smith J T
Brill	Dusinbery	Leggett	Phillips	Snyder
Brooks	Egan	Lewis	Phipps	Stevens
Burke	Fancher	Litthauer	Plank	Sulzberger
Burnett	Ferre	Manee	Platt	Townsend
Burns	Finch	Mansfield	Prince	Treat
Cadin	Fisher	Marson	Rainey	Ulmann
Candee	Fitzgerald	McAdam	Reeve	Wainwright
Chambers	Fitzp'ek J H	McCullough	Reiley	Weekes
Colby	Fitzp'ek W P	McInerney	Remsen	Williams
Conkling	Fowler	McKeown	Reynolds	Wilson
Cook	Fuller	McMillan	Richter	Woody
Coon	Gardiner	McNair	Rider	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor, by the hand of his Secretary, was received and read.

(See Appendix.)

Mr. Nye moved that said message together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A message from the Governor, by the hand of his Secretary, was received and read.

(See Appendix.)

Mr. Hammond moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Adler called up the bill (No. 805) entitled "An act to amend chapter 197 of the Laws of 1818, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences and to extend the powers of said corporation" (Int. No. 688), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Adler moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 141 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner	McQuade	Rider
Adler	Cotton	Grady	Meeks	Robinson
Ahern	Coughtry	Graeff	Merritt	Rogers



Allds	Cowan	Griffith	Monroe	Ruehl
Allen F E	Dale	Hammond	Moran	Salyerds
Allen J A	Daly	Hanford	Morgan	Sanders
Allston	Darrison	Haviland	Neville	Scanlon
Apgar	Day	Hewitt	Newcomb	Schneider
Ash	Davis G	Higgins	Nye	Seymour
Baldwin	Davis M	Hoadley	O'Brien	Sherer
Barrett	Dickey	Hooker	O'Malley	Sloane
Bedell	Dickinson	Keenan	Orr	Smith C W
Bennet	Dooling	Knipp	Outterson	Smith G H
Blackwell	Doll	Lally	Oxford	Smith J T
Bordwell	Doughty	Landon	Patchin	Snyder
Bourke	Duer	Langhorst	Patton	Stevens
Bradley	Duross	Leggett	Pendry	Stiles
Brill	Dusinbery	Lewis	Phillips	Sulzberger
Brooks	Egan	Litthauer	Phipps	Townsend
Burke	Fancher	Manec	Plank	Traub
Burnett	Ferre	Mansfield	Platt	Treat
Burns	Finch	Marson	Prince	Ulmann
Cadin	Fisher	McAdam	Rainey	Weber
Candee	Fitzgerald	McCullough	Reeve	Weekes
Chambers	Fitzp'ck J H	McInerney	Reilley	Williams
Colby	Fitzp'ck W P	McKeown	Remsen	Wilson
Conkling	Fowler	McMillan	Reynolds	Woody
Cook	Fuller	McNair	Richter	Yale
Coon				

Said bill having been announced for a third reading,

Mr. Adler moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, lines 15, 16, 17, strike out "or maintained for the above purposes, shall be deemed to be a library, and," and insert the words "exclusively for library or scientific purposes."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Wainwright gave notice that on March 6th, he would call up the Senate bill (No. 1229) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city

of Mount Vernon" (Rec. No. 62), the same having been laid aside on the order of third reading.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 402) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' and the acts amendatory thereof" (Rec. No. 65), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message was received from the Senate, in the words following:

IN SENATE, *March 5, 1902.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 402) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' and the acts amendatory thereof." (Rec. No. 65.)

The vote upon the final passage of said bill having been reconsidered, on motion of Mr. Stranahan, and by unanimous consent, the same was amended as follows:

Page 4, strike out all after line 17, and on page 5 strike out all to and including line 16.

Said bill, the necessity for the immediate passage of the same having been certified to by the Governor, as amended, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,

*Clerk.*

Mr. Costello moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all

the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Monroe	Ross
Adler	Cowan	Hammond	Moran	Ruehl
Ahern	Dale	Hanford	Morgan	Salyerds
Allds	Daly	Haviland	Neville	Sanders
Allen F E	Darrison	Hewitt	Newcomb	Scanlon
Allen J A	Day	Higgins	Nye	Schneider
Allston	Davis G	Hoadley	O'Brien	Seymour
Apgar	Davis M	Hooker	O'Malley	Sherer
Ash	Dickey	Hughes	Orr	Sloane
Baldwin	Dickinson	Keenan	Outterson	Smith C W
Barrett	Dooling	Kelsey	Oxford	Smith J E
Bedell	Doll	Knipp	Palmer	Smith J T
Bennet	Doughty	Lally	Patchin	Smith G H
Blackwell	Duer	Langhorst	Patton	Snyder
Bordwell	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Cadin	Fisher	McAdam	Rainey	Ulmann
Candee	Fitzgerald	McCullough	Reeve	Wainwright
Chambers	Fitzp'ck J H	McInerney	Reilley	Weber
Colby	Fitzp'ck W P	McKeown	Remsen	Weekes
Conkling	Fowler	McMillan	Reynolds	Williams
Cook	Fuller	McNair	Richter	Wilson
Coon	Gardiner	McQuade	Rider	Wolf
Costello	Grady	Meeks	Robinson	Woody
Cotton	Graeff	Merritt	Rogers	Yale

A message from the Governor was received and read.

(See Appendix.)

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Meeks	Robinson
Adler	Coughtry	Hammond	Merritt	Rogers
Ahern	Dale	Hanford	Monroe	Ross
Allds	Daly	Haviland	Moran	Ruehl
Allen F E	Darrison	Hewitt	Neville	Salyerds
Allen J A	Day	Higgins	Newcomb	Sanders
Allston	Davis G	Hoadley	Nye	Scanlon
Apgar	Davis M	Hooker	O'Brien	Schneider
Ash	Dickey	Hughes	O'Malley	Seymour
Baldwin	Dickinson	Keenan	Orr	Sherer
Barrett	Dooling	Kelsey	Outterson	Sloane
Bedell	Doll	Knipp	Oxford	Smith C W
Bennet	Doughty	Lally	Palmer	Smith G H
Blackwell	Duer	Landon	Patchin	Smith J E
Bordwell	Duross	Langhorst	Patton	Smith J T
Bourke	Dusinbery	Leggett	Pendry	Snyder
Bradley	Fancher	Lewis	Phillips	Stiles
Brill	Ferre	Litthauer	Phipps	Sulzberger
Brooks	Finch	Manee	Plank	Townsend
Burke	Fisher	Mansfield	Platt	Treat
Burnett	Fitzgerald	Marson	Prince	Uimann
Burns	Fitzp'ck J H	McAdam	Rainey	Wainwright
Cadin	Fitzp'ck W P	McCullough	Reeve	Weber
Candee	Fowler	McInerney	Reilley	Williams
Chambers	Fuller	McKeown	Remsen	Wilson
Conkling	Gardiner	McMillan	Reynolds	Wolf
Cook	Grady	McNair	Richter	Woody
Costello	Graeff	McQuade	Rider	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote upon the final passage of said bill, and as amended have again passed the same.

A message was received from the Senate, in the words following:

IN SENATE, *February 26, 1902.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 641) entitled "An act to amend chapter 59 of the Laws of 1882, entitled 'An act to incorporate the Buffalo Merchants' exchange', and the acts amendatory thereof and supplementary thereto," (Rec. No. 61.)



The vote upon the final passage of said bill having been reconsidered, on motion of Mr. Hill, and by unanimous consent, the same was amended as follows:

Page 1, line 2, strike out the words "being an act."

Same page, line 3, strike out the words "passed April."

Same page, line 4, strike out the words "fourteenth, eighteen hundred and eighty-two."

Page 2, line 22, strike out the words "provided they" and insert the words "and they shall."

Same page, line 24, strike out the words "subscribing."

Same page, line 25, strike out the word "thereto" and insert the word "thereof."

Page 3, line 2, strike out the word "subscribing."

Same page, line 3, strike out the period after the word exchange and insert the words "upon securing the written consent of the subscribing members of such gratuity fund."

Said bill as amended was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,

*Clerk.*

Mr. O'Malley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote upon the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Merritt	Rogers
Adler	Cotton	Griffith	Monroe	Ross
Ahern	Coughtry	Hammond	Moran	Ruehl
Allds	Cowan	Haviland	Morgan	Salyerds
Allen F E	Dale	Hewitt	Neville	Sanders
Allen J A	Daly	Higgins	Newcomb	Scanlon
Allston	Darrison	Hoadley	Nye	Schneider
Apgar	Day	Hooker	O'Brien	Seymour
Ash	Davis G	Hughes	O'Malley	Sherer

Baldwin	Davis M	Keenan	Orr	Sloane
Barrett	Dickey	Kelsey	Outtersen	Smith C W
Bedell	Dickinson	Lally	Oxford	Smith G H
Bennet	Doll	Landon	Palmer	Smith J E
Blackwell	Doughty	Langhorst	Patchin	Smith J T
Bordwell	Duer	Leggett	Patton	Snyder
Bourke	Duross	Lewis	Pendry	Stiles
Bradley	Dusinbery	Litthauer	Phillips	Sulzberger
Brill	Egan	Manee	Phipps	Townsend
Brooks	Fancher	Mansfield	Plank	Treat
Burke	Finch	Marson	Platt	Ulmann
Burnett	Fisher	McAdam	Prince	Wainwright
Burns	Fitzgerald	McCullough	Rainey	Weber
Cadin	Fitzp'ck J	H McInerney	Reeve	Weekes
Candee	Fitzp'ck W	P McKeown	Reilley	Williams
Chambers	Fowler	McMillan	Remsen	Wilson
Colby	Fuller	McNair	Richter	Wolf
Conkling	Gardiner	McQuade	Rider	Woody
Coon	Grady	Meeks	Robinson	Yale
Cook				

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Rider
Adler	Cotton	Graeff	Meeks	Robinson
Ahern	Coughtry	Griffith	Merritt	Rogers
Allds	Cowan	Hammond	Monroe	Ross
Allen F E	Dale	Hanford	Moran	Ruehl
Allen J A	Daly	Haviland	Morgan	Sanders
Allston	Darrison	Hewitt	Neville	Scanlon
Apgar	Day	Higgins	Newcomb	Schneider
Ash	Davis G	Hoadley	Nye	Seymour
Baldwin	Davis M	Hooker	O'Brien	Sloane
Barrett	Dickey	Hughes	O'Malley	Smith C W
Bedell	Dickinson	Keenan	Orr	Smith G H

Bennet	Dooling	Kelsey	Outterson	Smith J E
Blackwell	Doll	Knipp	Oxford	Smith J T
Bordwell	Doughty	Lally	Palmer	Snyder
Bourke	Duer	Landon	Patchin	Stevens
Bradley	Duross	Langhorst	Patton	Sulzberger
Brill	Dusinbery	Leggett	Pendry	Townsend
Brooks	Egan	Lewis	Phillips	Traub
Burke	Fancher	Litthauer	Phipps	Treat
Burnett	Ferre	Mancee	Plank	Ulmann
Burns	Finch	Mansfield	Platt	Weber
Cadin	Fisher	Marson	Prince	Weekes
Candee	Fitzgerald	McAdam	Rainey	Williams
Chambers	Fitzp'ck J H	McCullough	Reeve	Wilson
Colby	Fitzp'ck W P	McInerney	Reilley	Wolf
Conkling	Fowler	McKeown	Remsen	Woody
Cook	Fuller	McMillan	Reynolds	Yale
Coon	Gardiner	McNair	Richter	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of said bill, and as amended have again passed the same.

Mr. Doughty offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill (No. 218, Senate reprint No. 489) entitled "An act to authorize the board of audit of the town of Hempstead, Nassau county, to audit the claims of Tredwell Abrams and Bernard Jonas for the rent of rooms used as justice's court rooms" (Int. No. 218), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill (No. 218, Senate reprint No. 489) entitled "An act to authorize the board of audit of the town of Hempstead, Nassau county, to audit the claims of Tredwell Abrams and Bernard Jonas for the rent of rooms used as a justice's court rooms" (Int. No. 218),

with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 5, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 218, Senate reprint No. 489, entitled "An act to authorize the board of audit of the town of Hempstead, Nassau county, to audit the claims of Tredwell Abrams and Bernard Jonas for the rent of rooms used as justice's court rooms." (Int. No. 218.)

B. B. ODELL, Jr.

The Senate returned the Senate bill (No. 473, Assembly reprint No. 1046) entitled "An act to amend section 50 of the Banking Law, relating to annual meetings and election of directors" (Rec. No. 105), with a message that they had concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills, with a message that they had concurred in the passage of the same without amendment:

"An act to amend the Code of Civil Procedure, relative to the sale of real property pursuant to judgment." (No. 679, Int. No. 633.)

"An act to amend chapter 485 of the Laws of 1877, entitled "An act to establish a board of police and fire commissioners of the village of Herkimer," in relation to the compensation of the chief of police." (No. 1039, Int. No. 670.)

"An act to amend chapter 111 of the Laws of 1851, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the improvement of the sewer system." (No. 945, Int. No. 638.)

"An act to amend chapter 30 of the Laws of 1885, entitled 'An act to amend, revise and consolidate the several acts re-



lating to the village of Oneonta, in the county of Otsego,' and the several acts amendatory thereof, in relation to indebtedness." (No. 935, Int. No. 456.)

"An act to amend the Election Law, relative to place of filing nominations in the county of Dutchess." (No. 858, Int. No. 27.)

"An act to amend the Code of Criminal Procedure, relative to the persons who may be present during the sessions of a grand jury." (No. 617, Int. No. 161.)

"An act to amend section 83 of the Code of Civil Procedure, relating to the duties of stenographers." (No. 659, Int. No. 67.)

"An act to amend the Real Property Law, relating to certain conveyances recorded prior to January 1, 1870." (No. 479, Int. No. 430.)

"An act to amend the Tax Law, in relation to the taxation of special franchises as real property." (No. 1014, Int. No. 686.)

"An act to legalize the acts of Albert H. Gale, a notary public." (No. 678, Int. No. 600.)

"An act to provide for the holding of County Courts in and for the county of Steuben, in the city of Hornellsville, N. Y." (No. 969, Int. No. 799.)

"An act to amend chapter 160 of the Laws of 1868, entitled 'An act to incorporate the village of Montour Falls, in the town of Montour, county of Schuyler, and to repeal its present charter,' relative to duties of collector." (No. 763, Int. No. 659.)

"An act to amend chapter 769 of the Laws of 1896, entitled 'An act to provide for supplying the village of White Plains with water, and authorizing the issue of bonds therefor, and to create a board of water commissioners for said village, in regard to balloting for water commissioners.'" (No. 755, Int. No. 648.)

"An act to amend the Poor Law, authorizing the supervisor of a town to accept conveyances of real property and to mortgage and convey the same." (No. 1038, Int. No. 234.)

"An act to amend the Penal Code, in relation to increasing the time of imprisonment for unsuccessful attempts to commit a crime." (No. 241, Int. No. 241.)

"An act to amend sections 2620 and 2635 of the Code of Civil Procedure, relating to the withdrawal of original wills from surrogates' offices." (No. 439, Int. No. 99.)

"An act to amend section 64 of the Railroad Law, relative to the maintenance of bridges." (No. 802, Int. No. 177.)

"An act to amend chapter 520 of the Laws of 1893, relative to index and abstract clerks in the county clerk's office of the county of Onondaga." (No. 773, Int. No. 507.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to authorize the board of education of the city of Oneida to purchase a new site for the erection thereon of a building for the use of its high school department and a library building." (No. 850, Int. No. 726.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Oneida.

"An act to authorize the city of Lockport to borrow money, by the issue of bonds, for the building and furnishing of a school-house on William street in said city." (No. 1004, Int. No. 829.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

"An act to authorize the city of Cohoes to borrow money for the purpose of better equipping its fire department, and to issue its bonds for the money so borrowed." (No. 554, Int. No. 495.)

"An act to empower the city of Cohoes to acquire an isolation hospital for said city." (No. 553, Int. No. 494.)

Ordered, That the Clerk transmit certified copies thereto to the mayor of the city of Cohoes.

The Senate returned the bill (No. 305, Senate reprint No. 699) entitled "An act to amend the General City Law, relating to crematories for the disposal of garbage" (Int. No. 305), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 9, strike out the word "or" and insert a comma.  
Same page, line 10, after the word "other" insert the word "fuel."

Mr. Doughty moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Merritt	Rogers
Adler	Cotton	Hammond	Morgan	Ruehl
Ahern	Cowan	Hanford	Moran	Salyerds
Allds	Dale	Haviland	Newcomb	Sanders
Allen F E	Daly	Hewitt	Nye	Scanlon
Allen J A	Darrison	Higgins	O'Brien	Schneider
Allston	Day	Hoadley	O'Malley	Seymour
Apgar	Davis G	Hooker	Orr	Sherer
Ash	Dickey	Hughes	Gutterson	Smith C W
Barrett	Dickinson	Keenan	Oxford	Smith G H
Bedell	Dooling	Kelsey	Palmer	Smith J E
Baldwin	Doll	Knipp	Patchin	Smith J T
Bennet	Doughty	Landon	Patton	Snyder
Blackwell	Duer	Langhorst	Pendry	Stevens
Bordwell	Dusinbery	Leggett	Phillips	Stiles
Bourke	Egan	Lewis	Phipps	Sulzberger
Bradley	Fancher	Mansfield	Plank	Townsend
Brill	Ferre	Manee	Platt	Treat
Brooks	Finch	Mansfield	Prince	Ulmann
Burke	Fisher	Marson	Rainey	Weber
Burnett	Fitzgerald	McAdam	Reeve	Weekes
Burns	Fitzp'ck J H	McCullough	Richter	Williams
Cadin	Fitzp'ck W P	McInerney	Remsen	Wilson
Candee	Fuller	McKeown	Reynolds	Wolf
Chambers	Gardiner	McMillan	Richter	Woody
Conkling	Grady	McQuade	Rider	Yale
Coon	Graeff	Meeks	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Bennet offered for the consideration of the House a resolution, in the words following:

Whereas, This House has just received the sad intelligence of the death of Elbert Payne, late a member of the Assembly from Columbia county; and

Whereas, His death has removed an honorable and highly conscientious representative to fill the position to which he was elected with faithfulness and credit to his district, and who, during his brief career as a legislator won the esteem and regard of his associates;

Resolved, That this Assembly express to the people of the district which he represented and to the people of the State its profound sense of loss, and to the family of the deceased the personal grief of every member of this body; and further

Resolved, That a committee of eight members of the Assembly be appointed by the Speaker to attend the funeral of our late associate, Hon. Elbert Payne; and further

Resolved, That when this House adjourn it adjourn out of respect to the memory of our late colleague.

Messrs. Bennet, Allds and Palmer spoke as follows:

(See Appendix.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative by a rising vote.

Mr. Speaker appointed as such committee Messrs. Bennet, Hanford, Chambers, Ahern, Snyder, Rider, Fitzgerald and Scanlon.

Whereupon, in pursuance of said resolution, the House adjourned.

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THURSDAY, MARCH 6, 1902.

The House met pursuant to adjournment.

Prayer by Rev. A. Randolph B. Hegeman.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Privileges of the floor were granted to Hon. Mortimer Wade, a former member, and to Judge Smith, of Essex.



The Senate sent for concurrence the following entitled bills:

"An act to legalize the proceedings of the board of supervisors of the county of Dutchess relative to the erection of a new county house in said county and the issuance of county bonds therefor, and to provide for the payment of said bonds and the interest thereon" (No. 732, Rec. No. 202), which was read the first time and referred to the committee on internal affairs.

"An act to provide for borrowing money upon the credit of the city of Hudson, to erect a public school building in said city, procure a proper site therefor and to secure temporary accommodations for scholars" (No. 713, Rec. No. 203), which was read the first time and referred to the committee on affairs of cities.

"An act creating the office of county auditor in the county of Saratoga, providing for the appointment of such an officer and defining his powers and duties" (No. 634, Rec. No. 204), which was read the first time and referred to the committee on internal affairs.

"An act to refund to the First National Bank of Ballston Spa, Saratoga county, certain taxes, erroneously paid by it in the year 1901" (No. 416, Rec. No. 205), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 55 of the Insurance Law, in relation to insurance upon the lives of minors" (No. 147, Rec. No. 206), which was read the first time and referred to the committee on insurance.

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to city elections and the terms of city officers" (No. 653, Rec. No. 207), which was read the first time and referred to the committee on affairs of cities.

"An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture" (No. 650, Rec. No. 208), which was read the first time.

On motion of Mr. Conkling, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Conkling, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fuller	McNair	Robinson
Adler	Costello	Gardiner	Meeks	Rogers
Ahern	Cotton	Grady	Merritt	Ross
Allds	Coughtry	Graeff	Monroe	Ruehl
Allen F E	Cowan	Griffith	Moran	Salyerds
Allston	Dale	Hammond	Neville	Sanders
Apgar	Daly	Haviland	Newcomb	Schneider
Ash	Darrison	Hewitt	Nye	Seymour
Baldwin	Day	Higgins	O'Brien	Sherer
Barrett	Davis G	Hoadley	O'Malley	Smith C W
Bedell	Dickey	Hooker	Outtersen	Smith G H
Bennet	Dickinson	Hughes	Orr	Smith J E
Blackwell	Doll	Kelsey	Oxford	Smith J T
Bordwell	Doughty	Lally	Palmer	Stevens
Bourke	Duer	Landon	Patchin	Stiles
Bradley	Duross	Langhorst	Patton	Sulzberger
Brill	Dusinbery	Leggett	Pendry	Traub
Brooks	Egan	Lewis	Ph'llips	Treat
Burnett	Fancher	Litthauer	Plank	Wainwright
Burns	Finch	Manee	Platt	Weber
Cadin	Fisher	Mansfield	Prince	Weekes
Candee	Fitzgerald	McAdam	Reeve	Wilson
Chambers	Fitzp'ck J H	McInerney	Remsen	Wolf
Colby	Fitzp'ck W P	McKeown	Reynolds	Woody
Conkling	Fowler	McMillan	Richter	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Highway Law, relative to extraordinary repairs of highways and bridges " (No. 520, Rec. No. 209), which

was read the first time and referred to the committee on internal affairs.

"An act to amend the Insanity Law, relating to the deposit of money and purchases on credit " (No. 694, Rec. No. 210), which was read the first time and referred to the committee on ways and means.

"An act to release to Laura C. Geib all the right, title and interest of the people of the State of New York in and to certain real estate in the city of Buffalo, county of Erie, State of New York " (No. 724, Rec. No. 211), which was read the first time and referred to the committee on ways and means.

"An act to reappropriate money for the erection of an armory in the city of Buffalo, for the use of the Sixty-fifth Regiment, National Guard, as provided by chapter 256 of the Laws of 1900 " (No. 131, Rec. No. 212), which was read the first time and referred to the committee on ways and means.

"An act to amend the State Finance Law, relative to temporary loans and revenue bonds and the general fund " (No. 610, Rec. No. 213), which was read the first time and referred to the committee on ways and means.

"An act to amend the Village Law, relating to the extension and diminishing of boundaries " (No. 630, Rec. No. 214), which was read the first time and referred to the committee on affairs of villages.

"An act to incorporate the Edgewater Fire Department in the borough of Richmond " (No. 658, Rec. No. 215), which was read the first time and referred to the committee on general laws.

"An act for the relief of School District No. 5, in the town of Smithtown in the county of Suffolk " (No. 576, Rec. No. 216), which was read the first time and referred to the committee on public education.

"An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled "An act to incorporate the village of White Plains," and the several acts amendatory thereof, in relation to the powers and duties of the village

trustees' " (No. 729, Rec. No. 217), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Executive Law, relative to the appointment and number of notaries public " (No. 727, Rec. No. 218), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 596 of the Laws of 1898, entitled "An act to amend chapter 163 of the Laws of 1873, entitled "An act to organize and establish a police department for the city of Yonkers," and the acts amendatory thereof,' as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers " (No. 679, Rec. No. 219), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 2 of chapter 245, Laws of 1851, being an act entitled 'An act to incorporate the Broadway Savings Institution, in the city of New York ' " (No. 620, Rec. No. 220), which was read the first time and referred to the committee on banks.

"An act to authorize the payment of the claim of James A. Russel for services rendered the city of New York " (No. 645, Rec. No. 221), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 116 of chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 508 of the Laws of 1886 " (No. 541, Rec. No. 222), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Highway Law, compelling the opening of obstructed highways " (No. 526, Rec. No. 223); which was read the first time and referred to the committee on internal affairs.

Mr. Ahern introduced a bill entitled "An act to provide for the payment of taxes to the municipal authorities in cases where franchises either local or general are held by corporations or individuals, which have not been put in practical operation



or where there is no tangible real possession to tax" (Int. No. 1083), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bennet introduced a bill entitled "An act to make the office of sheriff in the county of Ontario a salaried office" (Int. No. 1084), which was read the first time and referred to the committee on internal affairs.

Mr. Doughty introduced a bill entitled "An act to amend the Banking Law, in relation to directors and officers of cooperative savings and loan associations" (Int. No. 1085), which was read the first time and referred to the committee on banks.

Mr. Fisher introduced a bill entitled "An act to amend the Public Health Law, relative to local boards of health" (Int. No. 1086), which was read the first time and referred to the committee on public health.

Mr. Fuller introduced a bill entitled "An act to amend the public Health Law, relative to local boards of health" (Int. No. 1087), which was read the first time and referred to the committee on public health.

Mr. Grady introduced a bill entitled "An act to amend the Greater New York Charter, relative to interest on unpaid assessments" (Int. No. 1088), which was read the first time and referred to the committee on affairs of cities.

Mr. Manee introduced a bill entitled "An act authorizing the incorporation of certain boxing corporations, regulating boxing exhibitions and contests, and providing for a State commission of athletic sports" (Int. No. 1089), which was read the first time and referred to the committee on the judiciary.

Mr. Morgan introduced a bill entitled "An act to amend the Tax Law, in relation to the payment of State fees and taxes by corporations" (Int. No. 1090), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. McCullough introduced a bill entitled "An act to amend the Greater New York Charter, relative to inspection of illuminating gas" (Int. No. 1091), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. McQuade introduced a bill entitled "An act to provide fire-escapes in hotels" (Int. No. 1092), which was read the first time and referred to the committee on general laws.

Mr. Outterson introduced a bill entitled "An act declaring Deer river, and its tributaries, in the towns of Montague, Pinckney and Denmark, in the county of Lewis, a public highway, and providing for the assessment and payment of damages to riparian owners thereon" (Int. No. 1093), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act authorizing the town board of the town of Wilna, county of Jefferson, to divide such town into election districts" (Int. No. 1094), which was read the first time and referred to the committee on internal affairs.

Mr. Platt introduced a bill entitled "An act to authorize the sale of certain real property in the village of Sandy Hill, Washington county, N. Y., devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives" (Int. No. 1095), which was read the first time and referred to the committee on the judiciary.

Mr. G. H. Smith introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York for damages alleged to have been sustained while in the employ of the State" (Int. No. 1096), which was read the first time and referred to the committee on claims.

Mr. Wainwright introduced a bill entitled "An act to amend chapter 128. of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle,' relative to the retirement of teachers by the board of education" (Int. No. 1097), which was read the first time and referred to the committee on affairs of cities.

Mr. Bennet introduced a bill entitled "An act to amend the Lien Law, in relation to advance payments" (Int. No. 1098), which was read the first time and referred to the committee on the judiciary.

Mr. Woody introduced a bill entitled "An act to amend chapter 857 of the Laws of 1866, entitled 'An act to incorporate the Brooklyn Improvement Company,' relative to the powers of such company" (Int. No. 1099), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Patchin introduced a bill entitled "An act to authorize the village of Canisteo, in Steuben county, to borrow money and issue bonds for the purpose of repairing the old and building new piling and embankments along Bennett's creek, in said village, and pay the indebtedness incurred by virtue of the quarantine of smallpox patients in said village" (Int. No. 1100), which was read the first time.

On motion of Mr. Patchin, and by unanimous consent, said bill was read the second time, and ordered to a third reading and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Rainey introduced a bill entitled "An act to amend chapter 706 of the Laws of 1901, entitled 'An act to make the office of the register of the county of Kings a salaried office and regulating the management of said office,' relating to the clerks of such office" (Int. No. 1101), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Marson introduced a bill entitled "An act making an appropriation for the Rome State Custodial Asylum at Rome, N. Y." (Int. No. 1102), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Newcomb introduced a bill entitled "An act in relation to certain taxes levied in the year 1899 by the city of New York" (Int. No. 1103), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Grady introduced a bill entitled "An act to amend the Greater New York Charter, relating to appeals to the board of

examiners from a decision of the superintendent of buildings" (Int. No. 1104), which was read the first time and referred to the committee on affairs of cities.

Mr. Apgar introduced a bill entitled "An act in relation to the motive power to be used upon the New York and Harlem Railroad in Park avenue, in the city of New York, and the terminals connected therewith" (Int. No. 1105), which was read the first time and referred to the committee on railroads.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Kelsey, Int. No. 765, entitled "An act making an appropriation for Craig Colony for Epileptics" (No. 912), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Griffith, Int. No. 762, entitled "An act making an appropriation to continue the promotion of sugar beet culture in accordance with the provisions of article 5 of the Agricultural Law" (No. 909), retaining its place on the order of second reading, reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and recommitted to said committee.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Darrison, Int. No. 421, entitled "An act to provide for the drainage of flooded lands in the town of Royalton, Niagara county, occasioned by the overflow from the State canal feeder and back water from the State dam across the Tonawanda creek in Genesee county, and making an appropriation therefor" (No. 463), retaining its place on the order of second reading, reported the same with the following amendment:



Page 1, line 2, after the word "of" insert the words "raising and strengthening the embankment to the Oak Orchard feeder and for."

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Burke, Int. No. 689, entitled "An act to provide for the inspection of freight and passenger cars" (No. 806), reported the same with the following amendments:

Page 1, line 2, after the word "appoint" strike out the words "a sufficient number of examiners not to exceed one in each of the judicial districts of the state" and insert in place thereof the words "an examiner."

Same page, line 7, after the word "state" strike out the word "each" and insert the word "the."

Page 3, strike out all of section 5 and insert the following section:

"Section 5. No person shall be eligible for the position of car inspector or air-brake inspector unless he shall have had at least two years actual experience in the construction of or repairing of cars. No person shall be eligible for the position of examiner unless he shall have had at least five consecutive years experience as a car or air-brake inspector."

Same page, section 6, line 15, after the word "of" strike out the words "fifteen thousand dollars" and insert the words "two thousand five hundred dollars."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. O'Brien, Int. No. 970, entitled "An act authorizing the selection of certain lands in the town of Ausable, Clinton county, and the town of Chesterfield, Essex county, known as the Ausable chasm, as a part of the Adirondack park" (No. 1220), reported in favor of the passage of the same with the following amendment:

Page 3, strike out all of section 4 and change section 5 to section 4.

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Ross, Int. No. 135, entitled "An act authorizing the construction of retaining walls, sidewalks and curb at the approach to the bridge over the Erie canal at Fourteenth street, Watervliet, and for the rebuilding of the vertical and slope walls and excavating the channel of Dry river in said city, and making an appropriation therefor" (No. 135), reported in favor of the passage of the same with the following amendments:

Page 2, line 2, at end of line strike out the period and add the words "and approved by the canal board."

Same page, line 7, after the word "comptroller" insert the words "No part of said appropriation shall be available, except for plans, specifications and advertising, until after the execution of a contract by a responsible party to said superintendent of public works for the completion of said work at a cost within said appropriation and the filing of said contract with the comptroller."

J. P. ALLDS,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 733, entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State" (No. 857), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 732, entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State" (No. 856), reported in favor of the passage of the same without amendment, which report

was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Candee, Int. No. 389, entitled "An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor" (No. 413), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Fuller, Int. No. 579, entitled "An act making an appropriation for improving the Glens Falls feeder and repairing the prism and said walls thereof" (No. 651), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Mansfield, Int. No. 291, entitled "An act to amend chapter 694 of the Laws of 1901, entitled 'An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville'" (No. 317), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Candee, Int. No. 144, entitled "An act to provide for the construction of a bridge over the Erie canal in the village of Canajoharie and making an appropriation therefor" (No. 144), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Cadin, Int. No. 223, entitled "An act to provide for the construction of a new iron bridge over the Oswego canal at North Salina street in the city of Syracuse, and making an appropriation therefor" (No. 1272), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Griffith, Int. No. 668, entitled "An act to release to Ellen Riley, all the right, title and interest of the people of the State in and to a lot of land whereof her husband James Riley died seized" (No. 783), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Patton, Int. No. 33, entitled "An act authorizing the construction of a steel bridge and abutments and approaches thereto over the canal slip from the Erie canal to the Niagara river in North Niagara street, in the village of Tonawanda, Erie county, N. Y., together with the adjacent canal retaining walls and making an appropriation therefor" (No. 576), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Fancher, Int. No. 126, entitled "An act to provide for the construction of a bridge over the Allegany river on the Allegany Indian reservation in the town of South Valley, in the county of Cattaraugus, and making an appropriation therefor" (No. 126), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Willard, Rec.



No. 130, entitled "An act to reappropriate the sum of \$1,500, appropriated by chapter 419 of the Laws of 1900 for repairs and betterments of the Oriskany monument" (No. 107), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Slater, Rec. No. 99, entitled "An act to release the right, title and interest of the people of the State of New York in and to certain real property of which John Fleetwood Marsh, late of the town of Eastchester, in the State of New York, died seized, to the Eastchester Development Company" (No. 432), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Dickey, Int. No. 923, entitled "An act to amend the Business Corporations Law, relating to service of process on such corporations and directors meetings, and offices without the State" (No. 1154), reported in favor of the passage of the same, with the following amendments:

Page 3, line 2, after the word "corporation" insert the words "within the State."

Same page, line 8, after the word "State" insert the following: "The supreme court, or any justice thereof, may, upon proper cause shown, summarily order any or all of the books of said corporation to be forthwith brought within this state, and kept therein at such place and for such time as may be designated in such order, and the charter of any corporation failing to comply with such order may be declared forfeited by the court making such order, and it shall thereupon cease to be a corporation, and all its directors and officers shall be liable to be punished for contempt of court for disobedience of such order."

JAMES T. ROGERS,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. O'Malley, Int. No. 779, entitled "An act to amend the Membership Corporation Law, in relation to amending the certificate of incorporation" (No. 926), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ahearn, Rec. No. 68, entitled "An act to amend chapter 865 of the Laws of 1895, entitled 'An act to provide for the establishing and maintaining of a law library for the Court of General Sessions of the Peace of the city and county of New York'" (No. 406), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 59, entitled "An act to amend chapter 285 of the Laws of 1884, entitled 'An act to provide for the transfer of securities and property by bankrupt corporations, to the receivers of such corporations, and for the transfer by the superintendent of the insurance department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such superintendent by such companies for the security of policyholders'" (No. 141), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Leggett, Int. No. 1015, entitled "An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (No. 1302), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which

was referred the Senate bill introduced by Mr. Krum, Rec. No. 150, entitled "An act to amend the Membership Corporations Law, relating to corporations for the prevention of cruelty" (No. 454), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 120, entitled "Concurrent resolution of the Senate and Assembly, proposing an amendment to article 7 of the Constitution, in relation to the payment of debts of the State" (No. 208), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Hennessy, Rec. No. 118, entitled "An act to amend section 21 of chapter 3 of the general laws, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws,' being chapter 370 of the Laws of 1899, as amended by chapter 195 of the Laws of 1900, in relation to power of removal" (No. 435), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Hammond, Int. No. 461, entitled "An act to amend the Code of Civil Procedure relative to the allowance of costs and disbursements to a guardian ad litem of an infant defendant, or to the attorneys for said guardian in certain actions" (No. 515), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Hammond, Int. No. 1006, entitled "An act to amend the Code of Civil Procedure in relation to real property of infants and incompetent persons" (No. 1293), reported in favor of the passage of the same with the following amendments:

Page 2, lines 16, 17 and 18, strike out the words "and the conveying of such interest or waiving of such right is necessary to quiet the paramount title."

Pages 2, 3 and 4, strike out all of section 2.

Page 4, line 3, strike out the figure "3" and insert the figure "2."

Same page, line 22, strike out the figure "4" and insert the figure "3."

Same page, lines 22 and 23, strike out the words "September first, nineteen hundred and two," and insert the word "immediately."

JOHN A. WEEKES, JR.,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Phillips, Int. No. 627, entitled "An act to amend the Code of Civil procedure, relative to actions for divorce" (No. 706), reported in favor of the passage of the same with the following amendments:

Page 2, strike out all of section 2.

Same page, line 22, strike out the figure "3" and insert the figure "2."

Same page, same line, strike out the word "immediately" and insert the words "September the first, nineteen hundred and two."

JOHN A. WEEKES, JR.,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Duross, Int. No. 114, entitled "An act to amend section 1391 of the Code of Civil Procedure,



in relation to exemptions and executions" (No. 1016), reported in favor of the passage of the same with the following amendments:

Page 1, line 2, strike out the words "so as."

Same page, line 4, add letter "s" to word "exemption."

Page 2, line 1, after the word "person" insert a comma.

Same page, line 4, after the word "one" insert the word "or."

Same page, line 5, after the word "domestic" insert a comma.

Same page, line 6, after the word "articles" insert a comma.

Same page, line 21, after the word "salary" insert a comma and the words "income from trust funds."

Same page, line 24, after the word "salary" insert a comma and the words "income from trust funds."

Same page, line 26, after the word "salary" insert a comma and the words "income from trust funds."

Page 3, line 20, after the word "salary" insert a comma and the words "income from trust funds."

Same page, line 22, after the word "salary" insert a comma and the words "income from trust funds."

Page 4, lines 7 and 8, strike out the words "This act shall not be construed so as to apply to any trust funds that are now exempt by law."

JOHN A. WEEKES, JR.,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Blackwell, Int. No. 119, entitled "An act to amend the Code of Civil Procedure, in relation to the Supreme Court reporter" (No. 441), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Richter, Int. No. 383, entitled "An act to amend the Penal Code, by prohibiting the careless distribution of medicines, drugs and chemicals" (No. 407), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. O'Malley, Int. No. 727, entitled "An act to amend sections 1030, 1081 and 1127 of the Code of Civil Procedure in relation to licensed embalmers" (No. 851), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Dale, Int. No. 951, entitled "An act to amend the Code of Criminal Procedure relative to certificates of stay upon appeal" (No. 1201), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. G. Davis, Int. No. 931, entitled "An act to amend the Code of Civil Procedure relative to proof of handwriting" (No. 1173), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. G. H. Smith, Int. No. 894, entitled "An act to amend the Code of Civil Procedure, in relation to actions against next of kin, legatees, etc." (No. 1117), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Blackwell, Int. No. 993, entitled "An act to amend section 563 of the Code of Civil Procedure, relative to orders of arrest" (No. 1261), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. McKinney, Rec. No. 89, entitled "An act to amend the Penal Code in relation to advertisements to procure divorcees" (No. 240), reported in favor of

the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Dowling, Rec. No. 136, entitled "An act to amend sections 150 and 582 of the Code of Civil Procedure so as to enable all persons arrested or attached and held to bail on civil process, to deposit money in lieu of bail" (No. 212), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. J. E. Smith, Int. No. 37, entitled "An act in relation to public sales, the issuing of licenses to auctioneers in towns and cities having a population of ten thousand and over" (No. 37), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Dooling, Int. No. 1028, entitled "An act to repeal chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies'" (No. 1335), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Colby, Int. No. 916, entitled "An act to amend chapter 115 of the Laws of 1894, entitled 'An act for the better protection of lost and strayed animals, and for securing the rights of the owners thereof,' as amended by chapter 412 of the laws of 1895" (No. 1147), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Cadin, Int. No. 517, entitled "An act regulating the sale of real estate by real estate corporations on the installment plan" (No. 574), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. T. D. Lewis, from the committee on canals, to which was recommitted the bill introduced by Mr. Weekes, Int. No. 330, entitled "An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902" (No. 1281), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 901, entitled "An act to amend the Railroad Law, in relation to acquiring of additional station or terminal facilities or the changing of the same" (No. 1124), reported the same with the following amendment, and request that said bill be recommitted to said committee.

Amend the title so as to read as follows: "An act to amend the railroad law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith in cities."

LOUIS BEDELL,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Mansfield, Int. No. 867, entitled "An act authorizing the Ballston Terminal Railroad Company, a corporation organized to operate an electric railway in the county of Saratoga, to use steam as its motive power"



(No. 1070), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 5, after the word "steam" insert the words "on said railway in said county."

Same page, line 6, after the word "power" insert the words "on such portion of the line as does not lie in and through public highways but may cross highways with such power."

LOUIS BEDELL,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Rogers, Int. No. 918, entitled "An act to amend subdivision 10 of section 4 of chapter 39 of the general laws, known as the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages" (No. 1149), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 1000, entitled "An act to amend chapter 338 of the Laws of 1894, entitled 'An act relating to canals, constituting chapter 13 of the general law'" (No. 1287), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Coughtry, Int. No. 973, entitled "An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation" (No. 1241), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Sanders, Int. No. 598, entitled "An act to amend the Insurance Law, relating to cor-

porations agreeing to furnish burial in case of death, and medical attendance in case of sickness " (No. 676), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. McMillan, Int. No. 1032, entitled "An act to amend chapter 174 of the Laws of 1877, entitled 'An act to establish a fire department in the second school district of the town of Glenville, in the county of Schenectady, and for the government and maintenance of the same' " (No. 1339), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the bill introduced by Mr. O'Brien, Int. No. 982, entitled "An act to amend the Village Law, relating to the purchase of road making machinery " (No. 1250), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Payne, Int. No. 954, entitled "An act to authorize and direct the rector, wardens and vestry of Christ Church in the city of Hudson to set apart certain funds as a permanent endowment fund, and to restrict the use and investment thereof " (No. 1204), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 183, entitled "An act to legalize certain acts of the corporation known as the United Presbyterian Synod of New York " (No. 663), reported in favor of the passage of the

same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Hooker, Int. No. 953, entitled "An act to provide for the instruction of the blind" (No. 1203), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Reeve, Int. No. 958, entitled "An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties" (No. 1208), reported in favor of the passage of the same with the following amendments:

Page 2, line 1, after the word "fish" insert a comma and place brackets around the word "and."

Same page, same line, after the word "shellfish" insert the words "and fishbait."

EDWARD M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. M. Davis, Int. No. 904, entitled "An act to amend the Forest, Fish and Game Law relative to the seizure and destruction of illegal devices for fishing" (No. 1135), reported in favor of the passage of the same with the following amendment:

Page 1, line 7, after the word "and" insert the words "said expenses."

EDWARD M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Payne, Int. No. 780, entitled "An act to amend the Forest, Fish and Game Law, in relation to spearing suckers and eels in Long pond, Columbia

county" (No. 927), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was recommitted the bill introduced by Mr. Doughty, Int. No. 412, entitled "An act to amend the Forest, Fish and Game Law, in relation to pollution of streams" (No. 1274), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. C. W. Smith, Int. No. 826, entitled "An act to amend the Forest, Fish and Game Law relative to fines and penalties for violation of article 3 of the Forest, Fish and Game Law" (No. 1001), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Reeve, Int. No. 1037, entitled "An act to amend the Forest, Fish and Game Law, relative to non-residents taking shellfish" (No. 1344), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Davis, Rec. No. 77, entitled "An act to amend the Forest, Fish and Game Law in relation to the close season for wild fowl" (No. 356), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by the committee on forest, fish and game laws, Rec. No. 175, entitled "An act to amend the forest, fish and game law, by adding a section to



be known as section 141 " (No. 614), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill introduced by Mr. Remsen, Int. No. 742, entitled "An act to amend the Civil Service Law, relating to removals " (No. 1327), reported the same with the following recommendations:

Page 1, line 2, correctly spell the word " eighteen."

Same page, line 2, strike out the word " entitled " and insert the following words, " the title to which was amended by chapter one hundred and ninety-five of the laws of nineteen hundred."

Same page, line 3, before the word " An " insert the words " to read."

Same page, lines 5 and 6, strike out the following: " as amended by chapter one hundred and ninety-five of the laws of nineteen hundred."

Page 2, line 11, strike out the word " position " and insert the word " positions " in lieu thereof.

Same page, line 14, strike out the words " qualities " and insert the words " qualifications."

Same page, line 17, after the word " holding " insert the word " an."

Same page, line 23, after the word " person " insert the word " be."

Same page, line 25, after the word " rules " insert a comma.

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act to amend the Highway Law, relating to the use of automobiles on streets and highways and in public places." (No. 1351, Int. No. 199.)

"An act to amend the Tax Law, relating to the taxation of the stockholders of banks and banking associations." (No. 1324, Rec. No. 178.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relating to ordinances and appropriations of money." (No. 950, Rec. No. 34.)

"An act relating to Mount Magdalen School of Industry and Reformatory of the Good Shepherd in the city of Troy and commitments thereto." (No. 991, Int. No. 815.)

"An act making an appropriation for the Syracuse State Institution for Feeble-Minded Children." (No. 1236, Int. No. 749.)

"An act to provide for additions to the museum building of the Brooklyn Institute of Arts and Sciences, located on park lands near the junction of the Eastern parkway and Washington avenue in the borough of Brooklyn in the city of New York, and to provide for suitable approaches and the grading of lands in front of said museum building, and the construction of retaining walls along the Eastern parkway and Washington avenue in front of said building." (No. 1187, Int. No. 945.)

"An act making an appropriation for the New York State School for the Blind at Batavia." (No. 1329, Int. No. 969.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations." (No. 1271, Int. No. 208.)

"An act to prevent discrimination by street or elevated corporations against persons carrying receptacles for tools or packages." (No. 1273, Int. No. 274.)

"An act in relation to the enforcement and collection of taxes in the county of Oneida." (No. 1238, Int. No. 545.)

"An act to amend chapter 261 of the Laws of 1885, entitled 'An act in relation to the management of the Albany penitentiary,' relative to the salary of the keeper of said penitentiary." (No. 1313, Int. No. 880.)

"An act to authorize the Comptroller of the State to hear and determine the application of the successors in title of the Adirondack Railway Company for cancellation of the tax sales of lot No. 33, in township No. 45, Totten and Crossfield's purchase, Essex county, for unpaid taxes." (No. 1278, Int. No. 665.)

"An act making an appropriation for the State Custodial Asylum for Feeble-Minded Women at Newark." (No. 1279, Int. No. 761.)

"An act in relation to the County Court of Kings county, and the appointment of a chief clerk and deputies and assistants therein." (No. 1222, Rec. No. 81.)

"An act making an appropriation for repairing and enlarging the State armory heretofore erected for the use of the Forty-seventh Regiment, National Guard of the State of New York." (No. 1283, Int. No. 267.)

"An act authorizing the comptroller of the city of New York to audit, allow and pay to Mrs. Mary E. R. Alger, compensation for services actually rendered in the city of New York in the department of education in the years 1899 and 1900, as acting supervisor of truancy in said department." (No. 1067, Int. No. 864.)

"An act making an appropriation for the Society for the Reformation of Juvenile Delinquents." (No. 1239, Int. No. 555.)

"An act making an appropriation for the Western House of Refuge for Women." (No. 1284, Int. No. 567.)

"An act to provide for the election and to prescribe the terms and compensation of the town trustees in the town of Southampton, in the county of Suffolk, and legalizing payment of compensation to the present and former trustees." (No. 1230, Rec. No. 123.)

"An act making an appropriation for the New York State Woman's Relief Corps Home at Oxford." (No. 1233, Int. No. 694.)

"An act to amend chapter 14 of the Laws of 1880, relative to salaries of judges of the Municipal Court in the city of Rochester." (No. 1234, Int. No. 893.)

"An act to amend the Agricultural Law, relating to the importation of cattle for dairy and breeding purposes." (No. 1237, Int. No. 794.)

"An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property." (No. 1199, Int. No. 469.)

"An act to amend the Forest, Fish and Game Law, in relation to woodcock and grouse." (No. 1090, Int. No. 386.)

The Senate bill (No. 243) entitled "An act to amend the Forest, Fish and Game Law, relative to powers of game protectors" (Rec. No. 42), having been announced for a third reading,

On motion of Mr. Allds, said bill was laid aside, retaining its place on the order of third reading.

Mr. Kelsey in the chair.

The bill (No. 1194) entitled "An act to amend the Greater New York Charter, relative to the jurisdiction of the fire department over harbor fires" (Int. No. 757), having been announced for a third reading,

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES    80 }  
 { NOES    40 }

Those who voted in the affirmative, were

Adler	Cowan	Hanford	Moran	Ruehl
Allds	Darrison	Haviland	Morgan	Salyerds
Allen F E	Day	Hewitt	Neville	Schneider
Allston	Davis G	Hoadley	Newcomb	Seymour
Baldwin	Davis M	Hooker	Nye	Sherer
Barrett	Dickinson	Kelsey	O'Brien	Smith O W
Bedell	Duross	Knipp	O'Malley	Smith G H
Bennet	Dusinbery	Leggett	Outterson	Smith J E
Blackwell	Fancher	Lewis	Patton	Snyder
Brooks	Finch	Marson	Patchin	Stevens
Burnett	Fisher	McAdam	Platt	Stiles
Candee	Fitzgerald	McInerney	Prince	Townsend



Colby	Fowler	McKeown	Beeve	Treat
Conkling	Gardiner	McNair	Remsen	Wainwright
Cook	Graeff	Merritt	Reynolds	Weekes
Costello	Griffith	Monroe	Rogers	Yale

Those who voted in the negative, were

Adams	Dooling	Fuller	McQuade	Scanlon
Brill	Doll	Hammond	Palmer	Sloane
Cadin	Doughty	Keenan	Phipps	Traub
Coon	Duer	Langhorst	Plank	Ulmann
Cotton	Egan	Litthauer	Rainey	Weber
Coughtry	Ferre	Manee	Reilley	Williams
Dale	Fitzp'ck J H	McCullough	Richter	Wolf
Daly	Fitzp'ck W P	McMillan	Sanders	Woody

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1022) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon" (Int. No. 838), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

The bill (No. 1223) entitled "An act to amend section 473 of the Penal Code, relative to officials being interested in contracts" (Int. No. 28), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	Meeks	Ross
Adler	Costello	Graeff	Merritt	Salyerds
Ahern	Cotton	Griffith	Monroe	Sanders

Allds	Coughtry	Hammond	Morgan	Scanlon
Allen F E	Cowan	Haviland	Moran	Schneider
Allen J A	Dale	Hewitt	Neville	Seymour
Allston	Daly	Hoadley	Newcomb	Sherer
Apgar	Darrison	Hooker	Nye	Sloane
Ash	Day	Hughes	O'Brien	Smith G H
Baldwin	Davis G	Keenan	O'Malley	Smith J E
Bedell	Davis M	Kelsey	Orr	Smith J T
Bennet	Dickey	Lally	Outterson	Smith C W
Blackwell	Dickinson	Landon	Oxford	Snyder
Bordwell	Dooling	Langhorst	Patchin	Stevens
Bourke	Doughty	Leggett	Patton	Sulzberger
Bradley	Duer	Lewis	Pendry	Townsend
Brill	Duross	Litthauer	Phillips	Traub
Brooks	Dusinbery	Manee	Phipps	Treat
Burke	Egan	Mansfield	Plank	Ulmann
Burnett	Ferre	Marson	Platt	Wainwright
Burns	Finch	McAdam	Prince	Weber
Cadin	Fisher	McCullough	Rainey	Weekes
Candee	Fitzgerald	McInerney	Reeve	Wilson
Chambers	Fitzp'ck J H	McKeown	Reiley	Wolf
Colby	Fitzp'ck W P	McMillan	Remsen	Woody
Conkling	Fowler	McNair	Reynolds	Yale
Cook	Fuller	McQuade	Rogers	

In the negative,  
Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 774) entitled "An act to amend the Code of Civil Procedure, in relation to attorney's liens" (Int. No. 18), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 27 }  
 { NOES 67 }

Those who voted in the affirmative, were

Allen J A	Davis G	Leggett	Neville	Sulzberger
Barrett	Dooling	Litthauer	Rainey	Traub
Bennet	Ferre	McInerney	Sanders	Weekes
Blackwell	Fitzgerald	Merritt	Scanlon	Williams
Burns	Fitzp'ck J	HMoran	Sherer	Wolf
Daly	Keenan			

Those who voted in the negative, were

Adams	Cook	Hammond	McNair	Reynolds
Allds	Coon	Hanford	Meeks	Richter
Allen F E	Cowan	Haviland	Monroe	Rider
Allston	Dale	Hewitt	Morgan	Ruehl
Bedell	Day	Hoadley	Outterson	Salyerds
Bordwell	Davis M	Hooker	Palmer	Schneider
Bradley	Doughty	Hughes	Patchin	Smith G H
Brill	Duer	Kelsey	Patton	Stevens
Brooks	Dusinbery	Knipp	Pendry	Stiles
Burnett	Egan	Langhorst	Phillips	Townsend
Cadin	Finch	Manee	Platt	Ulmann
Candee	Fisher	Mansfield	Reeve	Weber
Colby	Fuller	McAdam	Remsen	Woody
Conkling	Griffith			

Mr. Bennet moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1267) entitled "An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled "An act to incorporate the village of White Plains," passed April 3, 1866,' in relation to the powers and duties of the village trustees, etc." (Int. No. 646), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner	Meeks	Rogers
Adler	Cotton	Grady	Merritt	Ross
Ahern	Coughtry	Graeff	Monroe	Ruehl
Allds	Cowan	Griffith	Moran	Salyerds
Allen F E	Dale	Hammond	Morgan	Sanders
Allen J A	Daly	Hanford	Neville	Scanlon
Allston	Darrison	Hewitt	Newcomb	Schneider
Apgar	Day	Higgins	O'Brien	Seymour
Ash	Davis G	Hoadley	O'Malley	Sherer
Baldwin	Davis M	Hughes	Orr	Sloane
Barrett	Dickey	Keenan	Outterson	Smith C W
Bedell	Dickinson	Kelsey	Oxford	Smith G H
Bennet	Dooling	Knipp	Palmer	Smith J E
Blackwell	Doll	Landon	Patchin	Smith J T
Bordwell	Doughty	Langhorst	Patton	Snyder
Bourke	Duer	Leggett	Pendry	Stiles
Bradley	Duross	Lewis	Phillips	Sulzberger
Brill	Dusinbery	Litthauer	Phipps	Traub
Brooks	Egan	Manee	Plank	Treat
Burke	Fancher	Mansfield	Platt	Ulmann
Burnett	Ferre	Marson	Prince	Wainwright
Burns	Finch	McAdam	Rainey	Weber
Cadin	Fisher	McCullough	Reeve	Weekes
Candee	Fitzgerald	McInerney	Reilley	Williams
Chambers	Fitzp'ck J H	McKeown	Reynolds	Wilson
Colby	Fitzp'ck W P	McMillan	Richter	Wolf
Conkling	Fowler	McNair	Rider	Woody
Cook	Fuller	McQuade	Robinson	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1315) entitled "An act to amend section 2669 of the Code of Civil Procedure, in relation to the appointment and authority of public administrator in Kings county" (Int. No. 66), having been announced for a third reading,

Mr. McKeown moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 1, line 5, after the word "county" add the words "the comptroller of the city of New York."



Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }  
{ NOES 33 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Moran	Sanders
Adler	Darrison	Hoadley	Morgan	Schneider
Ahern	Davis M	Hooker	Neville	Seymour
Allds	Dickinson	Kelsey	Newcomb	Sherer
Allen F E	Doughty	Knipp	Nye	Smith C W
Allston	Dusinbery	Langhorst	O'Malley	Smith G H
Bedell	Fancher	Leggett	Orr	Snyder
Brill	Finch	Lewis	Patchin	Stevens
Brooks	Fisher	Manee	Patton	Stiles
Burnett	Fuller	Mansfield	Pendry	Townsend
Candee	Gardiner	Marson	Phipps	Traub
Chambers	Grady	McInerney	Rainey	Treat
Colby	Graeff	McMillan	Remsen	Wainwright
Conkling	Griffith	McNair	Reynolds	Weber
Cook	Fitzgerald	McQuade	Rogers	Williams
Coon	Hanford	Merritt	Ruehl	Woody
Costello	Haviland	Monroe	Salyerds	Yale
Coughtry				

Those who voted in the negative, were

Allen J A	Dale	Egan	McAdam	Richter
Barrett	Daly	Ferre	McCullough	Rider
Bennet	Davis G	Fitzgerald	McKeown	Scanlon
Blackwell	Dooling	Fitzp'ek J	HO'Brien	Smith J E
Bradley	Doll	Fitzp'ek W	PPalmer	Weekes
Burns	Duer	Keenan	Reeve	Wolf
Cotton	Duross	Litthauer		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 462, Assembly reprint No. 1350) entitled "An act to permit and empower the trustee of the relief fund of the fire department of the city of New York to grant a future pension to Mary Bowen, the foster mother of Peter F. Bowen, a deceased fireman" (Rec. No. 121), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	McQuade	Robinson
Adler	Costello	Graeff	Meeks	Rogers
Ahern	Cotton	Griffith	Merritt	Ross
Allds	Coughtry	Hammond	Monroe	Ruehl
Allen F E	Cowan	Hanford	Moran	Salyerds
Allen J A	Dale	Haviland	Morgan	Sanders
Allston	Daly	Hewitt	Neville	Scanlon
Apgar	Darrison	Hoadley	Newcomb	Schneider
Ash	Day	Hooker	O'Brien	Sherer
Baldwin	Davis G	Hughes	O'Malley	Smith C W
Barrett	Davis M	Keenan	Orr	Smith G H
Bedell	Dickey	Kelsey	Outterson	Smith J E
Bennet	Dickinson	Knipp	Oxford	Smith J T
Blackwell	Dooling	Lally	Palmer	Stevens
Bordwell	Doll	Landon	Patchin	Stiles
Bradley	Doughty	Langhorst	Patton	Sulzberger
Brill	Duer	Leggett	Pendry	Townsend
Brooks	Duross	Lewis	Phillips	Treat
Burke	Egan	Litthauer	Phipps	Ulmann
Burnett	Fancher	Manee	Plank	Weber
Burns	Ferre	Mansfield	Platt	Weekes
Cadin	Finch	Marson	Rainey	Williams
Candee	Fisher	McAdam	Reeve	Wilson
Chambers	Fitzp'ck J	HMcCullough	Remsen	Wolf
Colby	Fitzp'ck W	PMcInerney	Reynolds	Woody
Conkling	Fowler	McKeown	Richter	Yale
Cook	Fuller			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1318) entitled "An act to amend the Domestic Commerce Law, in relation to the size of apple, pear, quince and potato barrels" (Int. No. 86), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ross
Adler	Cowan	Haviland	Morgan	Ruehl
Ahern	Dale	Hewitt	Neville	Salyerds
Allds	Daly	Higgins	Newcomb	Sanders
Allen F E	Darrison	Hoadley	Nye	Scanlon
Allen J A	Day	Hooker	O'Brien	Schneider
Allston	Davis G	Hughes	O'Malley	Seymour
Apgar	Davis M	Keenan	Orr	Sherer
Ash	Dickey	Kelsey	Outterson	Sloane
Baldwin	Dooling	Lally	Oxford	Smith C W
Barrett	Doll	Landon	Palmer	Smith G H
Bedell	Duer	Langhorst	Patchin	Smith J E
Bennet	Duross	Leggett	Patton	Smith J T
Blackwell	Dusinbery	Lewis	Pendry	Snyder
Bordwell	Egan	Lithauer	Phillips	Stevens
Bradley	Ferre	Manee	Phipps	Stiles
Brill	Finch	Mansfield	Plank	Sulzberger
Brooks	Fisher	Marson	Platt	Townsend
Burke	Fitzgerald	McAdam	Prince	Traub
Burnett	Fitzp'ck J H	McCullough	Rainey	Treat
Burns	Fitzp'ck W P	McInerney	Reeve	Ulmann
Cadin	Fowler	McKeown	Reilley	Wainwright
Candee	Fuller	McMillan	Remsen	Weber
Chambers	Gardiner	McNair	Reynolds	Weekes
Colby	Grady	McQuade	Richter	Williams

Conkling	Graeff	Meeks	Rider	Wilson
Coon	Griffith	Merritt	Robinson	Wolf
Costello	Hammond	Monroe	Rogers	Woody
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1235) entitled "An act to amend section 8 of the Public Buildings Law, in relation to the duties of the State architect" (Int. No. 898), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Moran	Ruehl
Adler	Coughtry	Hammond	Morgan	Salyerds
Ahern	Cowan	Hanford	Neville	Sanders
Allds	Dale	Haviland	Newcomb	Scanlon
Allen F E	Daly	Hewitt	Nye	Schneider
Allen J A	Darrison	Hoadley	O'Brien	Seymour
Allston	Day	Hooker	O'Malley	Sherer
Apgar	Davis G	Hughes	Orr	Sloane
Ash	Davis M	Kelsey	Outterson	Smith C W
Baldwin	Dickey	Knipp	Oxford	Smith G H
Barrett	Dickinson	Lally	Palmer	Smith J E
Bedell	Dooling	Landon	Patchin	Smith J T
Bennet	Doll	Langhorst	Pendry	Snyder
Blackwell	Doughty	Leggett	Phillips	Stevens
Bordwell	Duer	Lewis	Phipps	Stiles
Bourke	Duross	Litthauer	Plank	Sulzberger
Bradley	Dusinbery	Manee	Platt	Townsend
Brill	Egan	Mansfield	Prince	Traub
Brooks	Fancher	Marson	Rainey	Treat
Burke	Ferre	McAdam	Reeve	Ulmann
Burnett	Finch	McCullough	Reiley	Wainwright
Burns	Fisher	McInerney	Reimsen	Weber



Cadin	Fitzgerald	McKeown	Reynolds	Weekes
Candee	Fitzp'ck J H	McMillan	Richter	Williams
Colby	Fowler	McNair	Rider	Wilson
Conkling	Fuller	McQuade	Robinson	Wolf
Cook	Gardiner	Meeks	Rogers	Woody
Coon	Grady	Merritt	Ross	Yale
Costello	Graeff	Monroe		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1268) entitled "An act to amend the Tax Law, relating to the taxation of the stockholders of banks and banking associations" (Int. No. 626), having been announced for a third reading,

Mr. Gardiner offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on taxation and retrenchment be discharged from the further consideration of the Senate bill No. 698, Assembly reprint No. 1324, entitled "An act to amend the Tax Law, relating to the taxation of the stockholders of banks and banking associations" (Rec. No. 178), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a second reading,

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Gardiner, and by unanimous consent, said bill was substituted for Assembly bill No. 1268 (Int. No. 626), same title and subject, now on the order of third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	McQuade	Rogers
Adler	Cotton	Griffith	Meeks	Ross
Ahern	Coughtry	Hammond	Merritt	Ruehl
Allds	Cowan	Hanford	Monroe	Salyerds
Allen F E	Dale	Haviland	Moran	Sanders
Allen J A	Daly	Hewitt	Morgan	Scanlon
Allston	Day	Higgins	Neville	Schneider
Apgar	Davis G	Hoadley	Newcomb	Seymour
Ash	Davis M	Hooker	Nye	Sherer
Baldwin	Dickey	Hughes	O'Brien	Sloane
Barrett	Dickinson	Keenan	O'Malley	Smith C W
Bedell	Doll	Kelsey	Orr	Smith G H
Bennet	Doughty	Knipp	Outterson	Smith J E
Blackwell	Duer	Landon	Oxford	Snyder
Bordwell	Duross	Lally	Patchin	Stevens
Bourke	Dusinbery	Langhorst	Patton	Stiles
Bradley	Egan	Leggett	Pendry	Sulzberger
Brill	Fancher	Lewis	Phillips	Townsend
Brooks	Ferre	Litthauer	Plank	Traub
Burke	Finch	Manee	Platt	Treat
Burnett	Fisher	Mansfield	Prince	Ulmann
Burns	Fitzgerald	Marson	Rainey	Wainwright
Cadin	Fitzp'ck J H	McAdam	Reeve	Weber
Candee	Fitzp'ck W P	McCullough	Reilley	Weekes
Colby	Fowler	McInerney	Remsen	Wilson
Conkling	Fuller	McKeown	Reynolds	Wolf
Cook	Gardiner	McMillan	Rider	Woody
Coon	Grady	McNair	Robinson	Yale

Those who voted in the negative, were

Dooling Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Knipp in the chair.

The bill (No. 1316) entitled "An act to amend the Town Law, relating to division fences" (Int. No. 772), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 122 }  
 } NOES 1 }

Those who voted in the affirmative, were

Adams	Coom	Hanford	Moran	Robinson
Adler	Costello	Haviland	Morgan	Rogers
Ahern	Cotton	Hewitt	Neville	Ross
Allds	Coughtry	Hooker	Nye	Salyerds
Allen F E	Cowan	Hughes	O'Brien	Sanders
Allen J A	Dale	Keenan	O'Malley	Scanlon
Apgar	Darrison	Kelsey	Orr	Schneider
Ash	Day	Knipp	Outterson	Sherer
Baldwin	Davis G	Lally	Oxford	Sloane
Barrett	Davis M	Langhorst	Palmer	Smith G H
Bennet	Dickinson	Leggett	Patchin	Smith J T
Blackwell	Dooling	Lewis	Patton	Snyder
Bordwell	Doughty	Litthauer	Phillips	Stevens
Bourke	Duer	Manee	Phipps	Stiles
Bradley	Duross	Mansfield	Plank	Sulzberger
Brill	Dusinbery	Marson	Platz	Townsend
Burke	Egan	McAdam	Prince	Traub
Burnett	Ferre	McInerney	Rainey	Treat
Burns	Finch	McKeown	Reeve	Wainwright
Cadin	Fitzgerald	McMillan	Reilley	Weber
Candee	Fuller	McNair	Remsen	Weekes
Chambers	Gardiner	Meeks	Reynolds	Wilson
Colby	Graeff	Merritt	Richter	Wolf
Conkling	Grady	Monroe	Rider	Woody
Cook	Griffith			

In the negative,

Fowler

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1320) entitled "An act to amend section 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals,' by increasing the amount to be spent annually to carry out the provisions of said act" (Int. No. 800),

was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fuller	McMillan	Richter
Adler	Costello	Gardiner	McNair	Rider
Ahern	Cotton	Grady	McQuade	Robinson
Allds	Coughtry	Graeff	Meeks	Rogers
Allen F E	Cowan	Griffith	Merritt	Ross
Allen J A	Dale	Hammond	Monroe	Ruehl
Allston	Daly	Hanford	Moran	Salyerds
Apgar	Darrison	Haviland	Morgan	Scanlon
Ash	Day	Hewitt	Newcomb	Schneider
Baldwin	Davis G	Higgins	Nye	Seymour
Barrett	Davis M	Hooker	O'Brien	Sherer
Bedell	Dickey	Hughes	O'Malley	Sloane
Bennet	Dickinson	Keenan	Orr	Smith C W
Blackwell	Dooling	Kelsey	Outterson	Smith G H
Bordwell	Doll	Knipp	Oxford	Smith J E
Bourke	Doughty	Lally	Palmer	Smith J T
Bradley	Duer	Landon	Patchin	Stevens
Brill	Duross	Langhorst	Patton	Sulzberger
Brooks	Dusinbery	Leggett	Pendry	Townsend
Burke	Egan	Lewis	Phillips	Traub
Burnett	Fancher	Litthauer	Phipps	Treat
Burns	Ferre	Manee	Plank	Ulmann
Cadin	Finch	Mansfield	Platt	Wainwright
Candee	Fisher	Marson	Prince	Weber
Chambers	Fitzgerald	McAdam	Rainey	Weekes
Colby	Fitzp'ck W P	McCullough	Reeve	Wilson
Conkling	Fitzp'ck J H	McInerney	Reilley	Woody
Cook	Fowler	McKeown	Reynolds	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



The bill (No. 1314) entitled "An act to amend the Greater New York Charter, relative to pier accommodations for boats and barges" (Int. No. 706), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }  
{ NOES 11 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Meeks	Richter
Adler	Cotton	Hanford	Merritt	Rider
Ahern	Coughtry	Haviland	Monroe	Robinson
Allds	Cowan	Hoadley	Moran	Rogers
Allen F E	Darrison	Hooker	Morgan	Sanders
Allston	Davis G	Hughes	Neville	Schneider
Bedell	Davis M	Keenan	Newcomb	Sherer
Bennet	Dickinson	Kelsey	O'Malley	Smith C W
Blackwell	Doughty	Knipp	Orr	Smith G H
Bordwell	Duross	Langhorst	Outterson	Snyder
Bradley	Dusinbery	Leggett	Patchin	Stevens
Brill	Fancher	Lewis	Patton	Stiles
Brooks	Fisher	Manee	Phipps	Townsend
Burnett	Fitzgerald	Mansfield	Platt	Traub
Candee	Fowler	Marson	Prince	Treat
Chambers	Fuller	McInerney	Rainey	Wainwright
Colby	Gardiner	McKeown	Reeve	Weber
Conkling	Graeff	McNair	Remsen	Woody
Cook	Griffith	McQuade	Reynolds	Yale
Coon				

Those who voted in the negative, were

Dale	Duer	McCullough	Reilley	Smith J E
Dooling	Fitzp'ck J H	Palmer	Scanlon	Ulmann
Doll				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1322) entitled "An act to authorize the issue of bonds of the city of Rochester to provide money with which

to pay the bonds of said city which will mature on January 1, 1903, and which are known as the water-works bonds " (Int. No. 889), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Monroe	Ross
Adler	Cowan	Hanford	Moran	Ruehl
Ahern	Dale	Haviland	Morgan	Salyers
Allds	Daly	Hewitt	Nye	Sanders
Allen F E	Darrison	Higgins	Neville	Scanlon
Allen J A	Day	Hoadley	Newcomb	Schneider
Allston	Davis G	Hooker	O'Brien	Seymour
Apgar	Davis M	Hughes	O'Malley	Sherer
Ash	Dickey	Keenan	Orr	Sloane
Baldwin	Dickinson	Kelsey	Outtersen	Smith C W
Barrett	Dooling	Knipp	Oxford	Smith G H
Bedell	Doll	Lally	Palmer	Smith J E
Bennet	Doughty	Landon	Patchin	Smith J T
Blackwell	Duer	Langhorst	Patton	Snyder
Bordwell	Duross	Leggett	Pendry	Stevens
Bourke	Dusinbery	Lewis	Phillips	Stiles
Bradley	Egan	Litthauer	Phipps	Sulzberger
Brill	Fancher	Manee	Plank	Townsend
Brooks	Ferre	Mansfield	Platt	Traub
Burke	Finch	Marson	Prince	Treat
Burnett	Fisher	McAdam	Rainey	Ulmann
Burns	Fitzgerald	McCullough	Reeve	Wainwright
Cadin	Fitzp'ck J H	McInerney	Reilly	Weber
Candee	Fitzp'ck W P	McKeown	Remsen	Weekes
Chambers	Fowler	McMillan	Reynolds	Williams
Colby	Fuller	McNair	Richter	Wilson
Conkling	Gardiner	McQuade	Rider	Wolf
Cook	Grady	Meeks	Robinson	Woody
Costello	Graeff	Merritt	Rogers	Yale
Cotton	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1323) entitled "An act to amend chapter 636 of the Laws of 1871, relating to the fire department of the city of Middletown" (Int. No. 911), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reiley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson

Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1319) entitled "An act to amend chapter 505 of the Laws of 1897, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office,' relative to the salary of such office, etc." (Int. No. 778), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Morgan	Ross
Adler	Cowan	Hanford	Neville	Ruehl
Allds	Dale	Haviland	Newcomb	Salyerds
Allen F E	Daly	Hewitt	O'Brien	Sanders
Allen J A	Day	Higgins	O'Malley	Scanlon
Allston	Davis G	Hoadley	Orr	Schneider
Apgar	Davis M	Hughes	Outterson	Seymour
Ash	Dickey	Keenan	Palmer	Sherer
Baldwin	Dickinson	Kelsey	Patchin	Smith C W
Barrett	Dooling	Knipp	Patton	Smith G H
Bedell	Doll	Landon	Pendry	Smith J E
Bennet	Doughty	Langhorst	Phillips	Smith J T
Bordwell	Duer	Leggett	Phipps	Snyder
Bourke	Duross	Lewis	Plank	Stevens
Bradley	Dusinbery	Litthauer	Platt	Stiles
Brooks	Egan	Lally	Prince	Sulzberger
Burke	Fancher	Mansfield	Rainey	Townsend
Burns	Finch	Marson	Reeve	Traub
Cadin	Fisher	McAdam	Reilley	Ulmann
Candee	Fitzgerald	McCullough	Remsen	Wainwright



Chambers	Fitzp'ck W P	McKeown	Reynolds	Weekes
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1321) entitled "An act to amend section 1 of chapter 611 of the Laws of 1895, entitled 'An act in relation to certain highways in towns which have expended \$300,000 or more for macadamizing purposes,' relative to the discontinuance of highways" (Int. No. 885), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Fitzp'ck W P	McNair	Reynolds
Adler	Cook	Fuller	McQuade	Rider
Ahern	Coon	Gardiner	Meeks	Robinson
Allds	Costello	Grady	Merritt	Rogers
Allen F E	Cotton	Griffith	Moran	Ruehl
Allen J A	Coughtry	Hammond	Morgan	Salyerds
Allston	Cowan	Hanford	Neville	Sanders
Apgar	Dale	Haviland	Newcomb	Schneider
Ash	Daly	Hewitt	Nye	Seymour
Baldwin	Darrison	Higgins	O'Brien	Sherer
Barrett	Davis G	Hoadley	O'Malley	Sloane
Bedell	Davis M	Hughes	Orr	Smith G H
Bennet	Dickey	Keenan	Outtersen	Smith J E
Blackwell	Dickinson	Knipp	Oxford	Smith J T
Bordwell	Dooling	Lally	Palmer	Snyder
Bourke	Doll	Langhorst	Patton	Stevens
Bradley	Doughty	Leggett	Pendry	Sulzberger

Brill	Duer	Lewis	Phillips	Townsend
Brooks	Duross	Litthauer	Phipps	Treat
Burke	Dusinbery	Manee	Plank	Ulmann
Burnett	Egan	Mansfield	Platt	Wainwright
Burns	Fancher	McAdam	Prince	Weekes
Cadin	Finch	McCullough	Rainey	Williams
Candee	Fisher	McInerney	Reeve	Wolf
Chambers	Fitzgerald	McKeown	Reilley	Woody
Colby	Fitzp'ck J H	McMillan	Remsen	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1317) entitled "An act to amend the Personal Property Law, relative to investment of trust funds" (Int. No. 52), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Meeks	Rogers
Adler	Cowan	Hanford	Merritt	Ruehl
Ahern	Dale	Haviland	Moran	Salverds
Allds	Daly	Hewitt	Neville	Sanders
Allen F E	Darrison	Higgins	Newcomb	Scanlon
Allston	Day	Hoadley	Nye	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Dickey	Keenan	Orr	Smith C W
Baldwin	Dickinson	Kelsey	Outterson	Smith G H
Bennet	Doll	Knipp	Oxford	Smith J E
Blackwell	Doughty	Lally	Palmer	Smith J T
Bordwell	Duer	Landon	Patchin	Snyder
Bourke	Duross	Langhorst	Patton	Stevens
Bradley	Dusinbery	Leggett	Pendry	Stiles
Brill	Fancher	Lewis	Phillips	Townsend
Brooks	Finch	Litthauer	Phipps	Traub
Burnett	Fisher	Manee	Plank	Treat
Burns	Fitzp'ck J H	Marson	Platt	Ulmann

Candee	Fitzp'ck W P	McAdam	Prince	Wainwright
Chambers	Fowler	McCullough	Rainey	Weekes
Conkling	Fuller	McInerney	Reeve	Williams
Cook	Gardiner	McKeown	Remsen	Wilson
Coon	Grady	McMillan	Reynolds	Wolf
Costello	Graeff	McNair	Richter	Woody
Cotton	Griffith	McQuade	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 996) entitled "An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton" (Int. No. 820), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Burke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend

Brooks	Fancher	Mance	Platt	Traub
Burke	Ferre	Mausfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ek J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ek W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1078) entitled "An act to amend section 1 of chapter 754 of the Laws of 1895, entitled 'An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correctional and reformatory institutions wholly or partly under private control, for care, support and maintenance,' in relation to payments by villages and towns to hospitals in adjoining States" (Int. No. 877), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	Monroe	Sanders
Adler	Costello	Grady	Moran	Scanlon
Ahern	Cotton	Griffith	Morgan	Schneider
Allds	Coughtry	Hammond	Neville	Seymour
Allen F E	Cowan	Hanford	Nye	Sherer
Allen J A	Dale	Hewitt	O'Malley	Sloane
Allston	Daly	Hoadley	Orr	Smith C W
Apgar	Day	Hooker	Oxford	Smith J E



Ash	Davis G	Hughes	Palmer	Smith J T
Barrett	Davis M	Keenan	Patchin	Snyder
Bedell	Dickey	Knipp	Pendry	Stevens
Bennet	Dickinson	Lally	Phillips	Stiles
Blackwell	Dooling	Landon	Phipps	Townsend
Bordwell	Doll	Langhorst	Plank	Sulzberger
Bourke	Doughty	Leggett	Platt	Traub
Brill	Duer	Lewis	Prince	Treat
Brooks	Duross	Litthauer	Reeve	Ulmann
Burke	Dusinbery	Manee	Reilley	Wainwright
Burnett	Egan	Mansfield	Reynolds	Weber
Burns	Fancher	McAdam	Richter	Weekes
Cadin	Finch	McCullough	Rider	Williams
Candee	Fisher	McInerney	Robinson	Wilson
Chambers	Fitzp'ck J H	McMillan	Ross	Wolf
Colby	Fitzp'ck W P	McNair	Ruehl	Woody
Conkling	Fowler	Merritt	Salyerds	Yale
Cook				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1034) entitled "An act to legalize the establishment of Union Free School District No. 9, in the town of Mount Pleasant, county of Westchester, and the acts of the board of trustees thereof" (Int. No. 851), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hanford	Neville	Ruehl
Adler	Costello	Hewitt	Newcomb	Salyerds
Ahern	Cotton	Higgins	Nye	Sanders
Allds	Cowan	Hoadley	O'Brien	Scanlon
Allen J A	Daly	Hughes	Orr	Schneider
Allen F E	Day	Kelsey	Outtersen	Seymour
Allston	Davis G	Knipp	Oxford	Sloane

Apgar	Davis M	Lally	Palmer	Smith C W
Ash	Dickey	Landon	Patchin	Smith G H
Baldwin	Dickinson	Langhorst	Patton	Smith J E
Barrett	Doll	Leggett	Pendry	Smith J T
Bedell	Doughty	Lewis	Phillips	Snyder
Bennet	Duross	Litthauer	Phipps	Stevens
Blackwell	Dusinbery	Manee	Plank	Stiles
Bordwell	Fancher	Mansfield	Platt	Sulzberger
Bourke	Ferre	Marson	Prince	Townsend
Bradley	Fisher	McAdam	Rainey	Traub
Brill	Fitzgerald	McCallough	Reilley	Ulmann
Brooks	Fitzp'ck J H	McKeown	Remsen	Wainwright
Burke	Fowler	McMillan	Reynolds	Weekes
Burns	Fuller	McQuade	Richter	Williams
Cadin	Gardiner	Meeks	Rider	Wilson
Chambers	Grady	Merritt	Robinson	Wolf
Colby	Graeff	Monroe	Rogers	Woody
Conkling	Hammond	Morgan	Ross	Yale
Cook				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1137) entitled "An act to repeal section 13 of chapter 186 of the Laws of 1817, entitled 'An act to incorporate the Cohecton Bridge Company,' and to authorize the stockholders of said bridge company to increase the capital stock thereof and to construct an iron bridge" (Int. No. 906), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fitzp'ck W P	McInerney	Rider
Adler	Costello	Fuller	McMillan	Robinson
Ahern	Cotton	Grady	McNair	Ross
Allds	Coughtry	Graeff	Meeks	Ruehl

Allen F E	Cowan	Griffith	Merritt	Salyerds
Allston	Dale	Hammond	Monroe	Scanlon
Apgar	Daly	Hanford	Moran	Schneider
Ash	Darrison	Haviland	Morgan	Seymour
Baldwin	Day	Hewitt	Nye	Sloane
Barrett	Davis G	Higgins	O'Brien	Smith C W
Bennet	Davis M	Hoadley	O'Malley	Smith J E
Blackwell	Dickey	Hughes	Outterson	Smith J T
Bordwell	Dickinson	Keenan	Oxford	Snyder
Bradley	Doll	Knipp	Patchin	Stiles
Brill	Doughty	Lally	Patton	Sulzberger
Brooks	Duer	Landon	Phillips	Townsend
Burke	Duross	Langhorst	Phipps	Treat
Burnett	Dusinbery	Leggett	Plaak	Ulmann
Burns	Egan	Lewis	Prince	Weber
Cadin	Fancher	Litthauer	Rainey	Weekes
Candee	Ferre	Mancee	Reeve	Wilson
Chambers	Finch	Marson	Reilley	Wolf
Conkling	Fisher	McAdam	Reynolds	Woody
Cook	Fitzp'ck J H	McCullough	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 492) entitled "An act to incorporate the Fidelity Mutual Title Insurance Company" (Int. No. 443), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
 { NOES 4 }

Those who voted in the affirmative, were

Adams	Darrison	Hoadley	Morgan	Ruehl
Adler	Davis G	Hooker	Neville	Salyerds
Ahern	Davis M	Hughes	Newcomb	Sanders
Allds	Dickinson	Keenan	Nye	Scanlon
Allen F E	Doughty	Kelsey	O'Malley	Schneider
Allen J A	Duer	Knipp	Orr	Seymour

Allston	Duross	Langhorst	Outterson	Sherer
Bedell	Dusinbery	Leggett	Patchin	Smith C W
Bourke	Fancher	Lewis	Patton	Smith G H
Bradley	Ferre	Manee	Pendry	Smith J E
Brill	Finch	Mansfield	Phillips	Snyder
Brooks	Fisher	Marson	Phipps	Stevens
Burke	Fitzgerald	McAdam	Plank	Stiles
Burnett	Fitzp'ck J H	McCullough	Platt	Townsend
Burns	Fowler	McInerney	Prince	Traub
Cadin	Fuller	McKeown	Rainey	Treat
Candee	Gardiner	McMillan	Reeve	Wainwright
Chambers	Grady	McNair	Remsen	Weber
Colby	Griffith	McQuade	Reynolds	Williams
Conkling	Hammond	Merritt	Richter	Wolf
Cook	Hanford	Monroe	Robinson	Woody
Coon	Haviland	Moran	Rogers	Yale
Costello				

Those who voted in the negative, were

Cowan      Daly      Dooling      Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1074) entitled "An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture" (Int. No. 872), having been announced for a third reading,

On motion of Mr. Conkling, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 1125) entitled "An act to amend the Insanity Law, relating to the deposit of money and purchases on credit" (Int. No. 902), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 120 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Graeff	McMillan	Robinson
Adler	Costello	Hammond	McNair	Ross
Ahern	Cotton	Hanford	Meeks	Ruehl
Allds	Cowan	Haviland	Merritt	Salyerds
Allen F E	Day	Hewitt	Monroe	Scanlon
Allston	Davis G	Higgins	Moran	Schneider
Apgar	Davis M	Hoadley	Morgan	Sherer
Ash	Dickey	Hooker	Neville	Sloane
Baldwin	Dickinson	Keenan	Nye	Smith G H
Barrett	Dooling	Kelsey	O'Brien	Smith J E
Blackwell	Doll	Knipp	Orr	Smith J T
Bordwell	Doughty	Lally	Outterson	Stevens
Bourke	Duer	Landon	Oxford	Stiles
Brill	Dusinbery	Langhorst	Palmer	Townsend
Brooks	Egan	Leggett	Patton	Traub
Burke	Fancher	Lewis	Phillips	Treat
Burnett	Finch	Litthauer	Phipps	Ulmann
Burns	Fisher	Mancee	Platt	Wainwright
Cadin	Fitzgerald	Mansfield	Prince	Weber
Candee	Fitzp'ck J H	Marson	Reeve	Williams
Chambers	Fitzp'ck W P	McAdam	Reilley	Wilson
Colby	Fowler	McCullough	Remsen	Wolf
Conkling	Fuller	McInerney	Richter	Woody
Cook	Grady	McKeown	Rider	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1185) entitled "An act to amend the Forest, Fish and Game Law in relation to nets in Chaumont bay and adjacent waters" (Int. No. 943), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Grady	McQuade	Ruehl
Adler	Coughtry	Graeff	Merritt	Salyerds
Ahern	Cowan	Griffith	Moran	Sanders
Allen F E	Dale	Hammond	Morgan	Scanlon
Allen J A	Daly	Hanford	Neville	Schneider
Apgar	Darrison	Hanford	Newcomb	Seymour
Ash	Day	Haviland	Nye	Sherer
Baldwin	Davis G	Hewitt	O'Malley	Sloane
Barrett	Davis M	Higgins	Orr	Smith C W
Bedell	Dickey	Hooker	Outtersen	Smith G H
Bennet	Dickinson	Hughes	Palmer	Smith J E
Blackwell	Dooling	Keenan	Patchin	Smith J T
Bordwell	Doll	Kelsey	Patton	Stevens
Bourke	Duer	Knipp	Pendry	Stiles
Bradley	Duross	Landon	Phipps	Sulzberger
Brill	Dusinbery	Langhorst	Plank	Townsend
Burke	Egan	Leggett	Prince	Traub
Burnett	Fancher	Lewis	Rainey	Treat
Burns	Ferre	Litthauer	Reeve	Ulmann
Cadin	Finch	Manee	Remsen	Wainwright
Candee	Fisher	Mansfield	Reynolds	Weber
Chambers	Fitzgerald	McAdam	Richter	Williams
Colby	Fitzp'ck W P	McCullough	Rider	Wilson
Conkling	Fowler	McInerney	Robinson	Wolf
Cook	Fuller	McKeown	Rogers	Woody
Coon	Gardiner	McNair	Ross	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1068) entitled "An act in relation to the Boston post road, Railroad avenue, North street and the old Boston post road, in the town of Rye, county of Westchester and State of New York" (Int. No. 865), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Graeff	Meeks	Rogers
Adler	Cotton	Griffith	Merritt	Ross
Ahern	Coughtry	Hammond	Monroe	Ruehl
Allds	Cowan	Hanford	Morgan	Salverds
Allen F E	Dale	Haviland	Neville	Sanders
Allen J A	Daly	Hewitt	Newcomb	Scanlon
Allston	Darrison	Higgins	Nye	Schneider
Apgar	Davis G	Hoadley	O'Brien	Seymour
Ash	Davis M	Hooker	O'Malley	Sloane
Baldwin	Dickey	Keenan	Orr	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stiles
Bourke	Dusinbery	Leggett	Phillips	Sulzberger
Bradley	Egan	Lewis	Phipps	Townsend
Brill	Fancher	Litthauer	Plank	Traub
Brooks	Ferre	Manee	Platt	Treat
Burke	Finch	Mansfield	Prince	Wainwright
Burnett	Fisher	Marson	Rainey	Weber
Burns	Fitzgerald	McAdam	Reeve	Weekes
Candee	Fitzp'ck J H	McInerney	Reilly	Williams
Chambers	Fitzp'ck W P	McKeown	Remsen	Wilson
Colby	Fuller	McMillan	Reynolds	Wolf
Conkling	Gardiner	McNair	Richter	Woody
Cook	Grady	McQuade	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1144) entitled "An act to repeal section 72 of the Forest, Fish and Game Law, relating to fishing in Lake Champlain" (Int. No. 913), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
 { NOES 06 }

Those who voted in the affirmative, were

Adams	Colby	Fitzp'ek W P	McAdam	Remsen
Adler	Conkling	Fowler	McInerney	Richter
Ahern	Cook	Gardiner	McKeown	Rider
Allds	Coon	Grady	McMillan	Rogers
Allen F E	Costello	Griffith	McQuade	Ross
Allen J A	Coughtry	Hammond	Meeks	Salyerds
Allston	Cowan	Hanford	Merritt	Seanlon
Apgar	Dale	Haviland	Moran	Schneider
Ash	Daly	Hewitt	Morgan	Seymour
Baldwin	Darrison	Higgins	Neville	Sloane
Bedell	Day	Hoadley	Nye	Smith C W
Bennet	Davis G	Hooker	O'Brien	Smith G H
Blackwell	Dickey	Keenan	O'Malley	Smith J T
Bordwell	Dickinson	Knipp	Orr	Snyder
Bradley	Dooling	Lally	Oxford	Stiles
Brill	Doll	Landon	Patchin	Townsend
Brooks	Duer	Langhorst	Patton	Traub
Burke	Dusinbery	Leggett	Phillips	Ulmann
Burnett	Egan	Lewis	Phipps	Wainwright
Burns	Ferre	Litthauer	Platt	Weber
Cadin	Finch	Mance	Prince	Williams
Candee	Fisher	Mansfield	Rainey	Wolf
Chambers	Fitzp'ek J H	Marson	Reilley	Woody

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1071) entitled "An act in relation to Beach avenue, Oak avenue and Woodbine avenue in the village of Larchmont, Westchester county, State of New York" (Int. No. 868), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 108 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hanford	Merritt	Rogers
Adler	Coughtry	Haviland	Monroe	Ross
Ahern	Cowan	Hewitt	Morgan	Ruehl
Allds	Daly	Hoadley	Neville	Salyerds
Allen J A	Day	Hooker	Newcomb	Sanders
Allen F E	Davis G	Hughes	Nye	Schneider
Allston	Davis M	Kelsey	O'Brien	Seymour
Apgar	Dickinson	Knipp	O'Malley	Sloane
Baldwin	Dooling	Lally	Otterson	Smith C W
Barrett	Doll	Langhorst	Oxford	Snyder
Bedell	Doughty	Leggett	Palmer	Stevens
Bennet	Duross	Lewis	Patchin	Stiles
Bordwell	Dusinbery	Litthauer	Phillips	Townsend
Bourke	Egan	Moran	Phipps	Treat
Brill	Fancher	Mansfield	Platt	Ulmann
Brooks	Finch	Marson	Prince	Weber
Burke	Fisher	McCullough	Reeve	Weekes
Burns	Fitzp'ck J H	McInerney	Reilly	Wilson
Cadin	Fitzp'ck W P	McKeown	Reynolds	Wolf
Candee	Fuller	McNair	Richter	Woody
Colby	Grady	McQuade	Robinson	Yale
Cook	Griffith	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1276) entitled "Concurrent resolution proposing amendment to section 7 of article 7 of the Constitution relating to the Forest Preserve" (Int. No. 574), having been announced for a second reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

Mr. Speaker resumed the chair.

The bill (No. 110) entitled "An act to reduce the ferriage on the ferry known as the Long Island Railroad Ferry, plying between the foot of East Thirty-fourth street, in the borough of Manhattan, and Borden avenue in the First ward of the borough of Queens, and to establish a rate of ferriage thereon" (Int. No. 110), was read the second time.

On motion of Mr. Keenan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1140) entitled "An act to amend chapter 345 of the Laws of 1869, entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying ground near the village of Moscow,' in relation to the election of trustees" (Int. No. 909), having been announced for a second reading,

Mr. Kelsey moved to amend as follows:

Page 2, line 2, insert the word "annual" before the word "town" and underscore it.

Same page, line 3, strike out the words "month of April" and insert in lieu thereof the word "year" and underscore it.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Kelsey, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1177) entitled "An act in relation to the improvement of public highways in the county of St. Lawrence" (Int. No. 935), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1021) entitled "An act to compel certain ferry companies to provide necessary sanitary arrangements by which the general public health may be promoted" (Int. No. 837), having been announced for a third reading,

On motion of Mr. Pendry, said bill was recommitted to the committee on commerce and navigation, retaining its place on the order of second reading.

The bill (No. 1178) entitled "An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof" (Int. No. 936), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.

On motion of Mr. Reeve, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner	McMillan	Robinson
Adler	Cotton	Grady	McNair	Rogers
Ahern	Coughtry	Graeff	McQuade	Ross
Allds	Cowan	Griffith	Meeks	Ruehl
Allen F E	Dale	Hammond	Merritt	Salyerds
Allen J A	Daly	Haviland	Monroe	Sanders
Allston	Darrison	Hewitt	Moran	Scanlon
Ash	Day	Higgins	Morgan	Seymour
Baldwin	Davis G	Hoadley	Neville	Sherer
Barrett	Davis M	Hooker	Nye	Sloane
Bedell	Dickey	Hughes	O'Brien	Smith G H
Bennet	Dickinson	Keenan	O'Malley	Smith J E
Blackwell	Dooling	Kelsey	Orr	Smith J T
Bordwell	Doll	Knipp	Outtersen	Snyder
Bourke	Doughty	Lally	Oxford	Stevens
Bradley	Duer	Landon	Patton	Stiles
Brill	Dufoss	Langhorst	Pendry	Sulzberger
Brooks	Dusinbery	Leggett	Phillips	Townsend
Burke	Egan	Lewis	Phipps	Treat
Burns	Ferre	Litthauer	Plank	Ulmann
Cadin	Finch	Mance	Prince	Wainwright
Candee	Fisher	Mansfield	Rainey	Weekes
Chambers	Fitzgerald	Marson	Reeve	Williams
Colby	Fitzp'ck J H	McAdam	Reiley	Wilson
Conkling	Fitzp'ck W P	McCullough	Remsen	Wolf
Cook	Fowler	McInerney	Reynolds	Woody
Coon	Fuller	McKeown	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 311) entitled "An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts" (Int. No. 285), having been announced for a second reading,

Mr. Plank moved to amend as follows:

Page 2, line 5, after the word "land" strike out the word "so" and substitute the word "is" and underscore it.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Plank, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 552) entitled "An act to authorize the board of estimate and apportionment of the city of New York to make annual appropriations for the benevolent funds of certain volunteer fire departments in the county of Kings" (Int. No. 493), having been announced for a third reading,

On motion of Mr. Remsen, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 1217) entitled "An act relative to the awarding of certain public contracts in the city of Syracuse" (Int. No. 967), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1215) entitled "An act to amend the Greater New York Charter, relating to the life insurance fund of the fire department" (Int. No. 965), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1155) entitled "An act to amend chapter 337 of the Laws of 1899, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the City Court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure



and costs" (Int. No. 925), having been announced for a second reading,

Mr. Rogers moved to amend as follows:

Page 2, line 17, after the word "and" insert the words "warrants to dispossess on" and underscore them.

Page 4, line 14, strike out the word "civil" and insert the word "criminal."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Rogers, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1205) entitled "An act to provide for borrowing money upon the credit of the city of Hudson to erect a public school building in said city, procure a proper site therefor and to secure temporary accommodations for scholars" (Int. No. 955), having been announced for a second reading,

On motion of Mr. Bennet, said bill was laid aside and ordered stricken from the calendar.

Mr. Bennet offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill No. 713, entitled "An act to provide for borrowing money upon the credit of the city of Hudson, to erect a public school building in said city, procure a proper site therefor and to secure temporary accommodations for scholars" (Rec. No. 203), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Bennet, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Bennet, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Hanford	Meeks	Richter
Adler	Coon	Haviland	Merritt	Robinson
Ahern	Costello	Higgins	Monroe	Rogers
Alds	Cotton	Hoadley	Moran	Ruehl
Allen F E	Coughtry	Hooker	Morgan	Salyerds
Allen J A	Cowan	Hughes	Neville	Scanlon
Allston	Dale	Keenan	Newcomb	Schneider
Apgar	Darrison	Kelsey	Nye	Seymour
Ash	Day	Knipp	O'Brien	Sloane
Baldwin	Davis G	Lally	O'Malley	Smith C W
Barrett	Dickey	Landon	Orr	Smith G H
Bedell	Dickinson	Langhorst	Outtersen	Smith J E
Bennet	Doll	Leggett	Oxford	Smith J T
Blackwell	Doughty	Lewis	Palmer	Stevens
Bordwell	Duer	Litthauer	Patchin	Stiles
Bradley	Dusinbery	Manee	Pendry	Sulzberger
Brill	Egan	Mansfield	Phillips	Townsend
Brooks	Ferre	Marson	Phipps	Treat
Burke	Finch	McAdam	Plank	Ulmann
Burnett	Fitzgerald	McCullough	Prince	Weber
Burns	Fitzp'ck W P	McInerney	Rainey	Weekes
Cadin	Fowler	McKeown	Reeve	Williams
Candee	Gardiner	McMillan	Reilley	Wilson
Chambers	Graeff	McNair	Remsen	Woody
Colby	Hammond	McQuade	Reynolds	Yale
Conkling				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 903) entitled "An act to amend section 473 of the charter of the city of New York, chapter 466 of the Laws of 1901, relative to power to fix rents, etc., for water supply" (Int. No. 756), was read the second time.

On motion of Mr. Colby, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1348) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials, and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year, and to repeal section 279 of said act" was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner	Meeks	Robinson
Adler	Cotton	Grady	Merritt	Rogers
Ahern	Coughtry	Graeff	Moran	Ross
Allds	Dale	Griffith	Morgan	Salverds
Allen J A	Daly	Hammond	Neville	Sanders
Allen F E	Darrison	Haviland	Newcomb	Scanlon
Allston	Day	Hewitt	O'Brien	Schneider
Apgar	Davis G	Hoadley	O'Malley	Seymour
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Kelsey	Outtersen	Smith C W
Barrett	Dickinson	Knipp	Palmer	Smith G H
Bedell	Dooling	Lally	Patchin	Smith J E
Bennet	Doll	Landon	Patton	Snyder

Bordwell	Doughty	Langhorst	Pendry	Stevens
Bourke	Duer	Leggett	Phillips	Stiles
Bradley	Duross	Lewis	Phipps	Townsend
Brill	Dusinbery	Litthauer	Plank	Traub
Burke	Egan	Manee	Platt	Treat
Burnett	Ferre	Mansfield	Prince	Ulmann
Burns	Finch	Marson	Rainey	Wainwright
Cadin	Fisher	McCullough	Reeve	Weekes
Chambers	Fitzgerald	McInerney	Reilley	Williams
Colby	Fitzp'ck J H	McKeown	Remsen	Wolf
Conkling	Fowler	McMillan	Reynolds	Woody
Cook	Fuller	McQuade	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1349) entitled "An act authorizing the city of Lockport to raise and expend money for the purpose of investigating and determining a source of water supply for municipal and domestic purposes" (Int. No. 1042), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Richter
Adler	Cotton	Graeff	Meeks	Robinson
Ahern	Coughtry	Griffith	Merritt	Rogers
Alds	Cowan	Hammond	Monroe	Ross
Allen F E	Dale	Hanford	Moran	Ruehl
Allen J A	Daly	Haviland	Morgan	Salyerds
Allston	Darrison	Hewitt	Neville	Sanders



Ash	Day	Higgins	Newcomb	Scanlon
Apgar	Davis G	Hoadley	Nye	Seymour
Baldwin	Davis M	Hooker	O'Brien	Sherer
Barrett	Dickinson	Hughes	O'Malley	Sloane
Bedell	Dooling	Keenan	Orr	Smith G H
Bennet	Doll	Knipp	Outterson	Stiles
Bordwell	Doughty	Lally	Oxford	Smith J E
Bourke	Duer	Landon	Palmer	Snyder
Bradley	Duross	Langhorst	Patchin	Stevens
Brill	Dusinbery	Leggett	Patton	Smith J T
Burke	Egan	Lewis	Phillips	Townsend
Burnett	Fancher	Litthauer	Phipps	Traub
Burns	Finch	Mancee	Plank	Treat
Cadin	Fisher	Mansfield	Platt	Ulmann
Candee	Fitzgerald	Marson	Prince	Weber
Chambers	Fitzp'ck J	HMcAdam	Rainey	Weekes
Colby	Fitzp'ck W	PMcCullough	Reeve	Wilson
Conkling	Fowler	McInerney	Remsen	Wolf
Cook	Fuller	McKeown	Reynolds	Woody
Coon	Gardiner	McNair	Yale	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1167) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to the levying and collection of taxes and assessments, the review of local assessments, and the foreclosure and sale of lands for the nonpayment of taxes and assessments" (Int. No. 927), having been announced for a second reading,

Mr. Brooks moved to amend as follows:

Page 4, line 14, after the word "provided" insert a period and begin the next word with a capital.

Page 5, line 18, after the word "treasurer" insert a period and add: "Upon the assessments contained in said roll, interest shall be computed to said first day of May, nineteen hundred and two, at the rates now provided by law."

Same page, same line, strike out the word "which" and insert the word "said."

Page 6, line 10, after the word "June" insert the words "or as soon thereafter as practicable."

Page 8, line 16, after the word "first" insert the words "next after any personal tax shall have been assessed."

Page 9, line 16, after the word "following" insert a comma and strike out the word "present."

Same page, line 17, strike out the word "whom" and insert the word "who" and strike out the word "believes" and insert the words "has determined."

Page 12, line 1, after the word "publication" insert the words "or in the mailing thereof."

Page 13, line 11, after the word "not" insert the words "at the time this act goes into effect."

Page 19, line 19, after the word "cloud" insert the words "upon the title, existing by reason of said."

Page 21, line 23, beginning with the word "upon" strike out the remainder of said line; also line 24 and the first two lines on page 22.

Page 26, line 5, after the word "city" insert the words "heretofore or prior to July first nineteen hundred and two."

Same page, line 9, after the word "thereon" insert the words "and the common council shall not compromise any tax or assessment, unless upon a three-fourths vote."

Page 30, line 17, strike out the word "three" and insert the word "nine."

Same page, line 22, strike out the word "March" and insert the word "September."

Page 32, line 5, strike out the word "three" and insert the word "nine."

Same page, line 6, strike out the word "January" and insert the word "July."

Same page, line 8, strike out the word "January" and insert the word "July."

Same page, line 9, strike out the word "March" and insert the word "September."

Same page, line 10, strike out the words "all the" and insert the word "such."

Same page, same line, strike out the word "taxes" and insert the word "tax."

Same page, line 11, strike out the words "and assessments" and insert the words "or assessment."

Same page, same line, beginning with the word "including" strike out the remainder of said line, also line 12 and line 13, to the word "thereon."

Same page, line 13, strike out the word "any" and insert the word "the."

Same page, line 14, strike out the words "which has been included in any" and insert the words "contained in."

Same page, line 15, strike out the words "furnished to the corporation counsel."

Page 33, line 7, after the word "searches" insert the words "and for continuations of such searches."

Same page, line 20, after the word "searches" insert the words "The searches thus procured and retained by the city and which are required in subsequent years shall be continued; and as to property covered by such searches, new searches shall not be made."

Page 34, line 3, strike out the word "actions" and insert the words "an action."

Same page, line 4, after the word "record" insert the words "in the county of Erie having jurisdiction of an action to foreclose a mortgage upon real property situate in the city of Buffalo."

Same page, line 5, strike out the words "taxes and assessments on said real property" and insert the words "tax or assessment so remaining unpaid for two years and nine months, as described in section one hundred and six, together with all subsequent unpaid taxes and assessments, or installments thereof, covering the same premises, or any part thereof, which are then a lien thereon, including all unpaid installments of local assessments whether the same are due or not."

Page 35, line 3, strike out the word "shall" and insert the word "may."

Same page, line 4, after the word "thereafter" insert the words "in which case all unpaid taxes and assessments which have subsequently become liens shall be included in such action."

Page 36, line 12, strike out the word "three" and insert the word "nine."

Page 37, line 25, strike out the word "said."

Page 38, line 8, strike out the word "rights" and insert the word "right."

Page 39, line 18, after the word "shall" insert the word "bar."

Same page, line 21, after the word "action" insert the words "as well as the holders thereof."

Page 43, line 25, strike out the word "from" and insert the word "upon."

Page 45, line 16, strike out the word "and."

Page 47, line 16, after the word "interest" insert the words "and the necessary expenses of said sale."

Same page, line 21, after the word "case" insert a comma.

Page 48, line 14, after the word "interest" insert the words "and expenses."

Same page, line 15, strike out the words "Erie county" and insert the words "the city of Buffalo."

Same page, line 19, strike out the words "in said court."

Same page, line 20, after the word "same" strike out the rest of the section and in place thereof insert the words "shall be applied by the city to its own use."

Page 49, line 9, strike out the words "as soon thereafter as practicable" and insert the words "within ten days."

Same page, line 11, after the word "days" insert the words "after such filing."

Page 50, line 7, strike out the word "search" and insert the word "searches."

Page 52, line 22, strike out the words "if necessary."

Page 55, line 10, strike out the word "cancel" and insert the word "remove."

Page 56, line 21, after the word "lien" insert the words "but the party paying such tax shall, upon any subsequent judicial sale of said property under a lien prior to his lien, be reimbursed for such payment, with interest, in the same order of priority as if said tax had not been paid."

Page 57, line 15, strike out the word "of" and insert the word "or."

Page 58, line 1, strike out the words "and fees."

Same page, line 3, after the word "act" insert the words "except that the fees allowed for the service of all notices to redeem, necessarily served after this act shall take effect, shall not exceed twenty-five cents for each notice and the affidavit of service thereof, nor three dollars for each tax and title search, and in no event shall the entire amount of such expense exceed seven dollars."

Page 1, line 2, after the word "ninety-one" insert the words "entitled 'An act to revise the charter of the city of Buffalo.'"

Page 2, line 15, after the word "by" insert the words "chapter eight hundred five of the laws of eighteen hundred ninety-five, chapter eight hundred nine of the laws of eighteen hundred ninety-six and."

Page 4, line 24, after the word "by" insert the words "chapter three hundred eighty-one of the laws of eighteen hundred ninety-two, chapter thirty-four of the laws of eighteen hundred ninety-four and."

Page 5, line 21, after the word "by" insert the words "chapter three hundred eighty-one of the laws of eighteen hundred ninety-two, chapter thirty-four of the laws of eighteen hundred ninety-four, chapter eight hundred five of the laws of eighteen hundred ninety-five and."

Page 6, line 19, after the word "by" insert the words "chapter three hundred eighty-one of the laws of eighteen hundred ninety-two and."



Page 9, line 3, after the word "ninety-two" insert the words "and chapter thirty-four of the laws of eighteen hundred ninety four."

Page 12, line 5, after the word "by" insert the words "chapter three hundred eighty-one of the laws of eighteen hundred ninety-two, chapter thirty-four of the laws of eighteen hundred ninety-four and."

Page 13, line 17, after the word "by" insert the words "chapter eight hundred and five of the laws of eighteen hundred and ninety-five and."

Page 22, lines 3 and 4, strike out the words "amended to read as follows" and insert in lieu thereof the word "repeal."

Same page, strike out all of lines 5 to 13, inclusive.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Brooks, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 575) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' by including within the bounds of such city portions of the towns of Rotterdam and Niskayuna, increasing the number of wards of such city, and making certain provisions incident thereto" (Rec. No. 168), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading.

The Senate bill (No. 668) entitled "An act in relation to interpreters for the several courts in the county of Queens" (Rec. No. 184), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading.

On motion of Mr. Doughty, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fowler	McAdam	Richter
Adler	Costello	Fuller	McCullough	Rider
Ahern	Cotton	Gardiner	McInerney	Robinson
Allds	Coughtry	Grady	McKeown	Ross
Allen F E	Cowan	Graeff	McMillan	Ruehl
Allen J A	Dale	Griffith	McNair	Sanders
Allston	Daly	Hammond	McQuade	Scanlon
Apgar	Darrison	Hanford	Meeks	Schneider
Ash	Day	Haviland	Merritt	Seymour
Baldwin	Davis G	Hewitt	Monroe	Sherer
Barrett	Davis M	Higgins	Morgan	Sloane
Bedell	Dickey	Hoadley	Neville	Smith C W
Bennet	Dickinson	Hooker	Nye	Smith G H
Blackwell	Dooling	Hughes	O'Brien	Smith J E
Bordwell	Doll	Keenan	O'Malley	Smith J T
Bourke	Doughty	Kelsey	Outterson	Snyder
Bradley	Duer	Knipp	Palmer	Stevens
Brill	Duross	Lally	Patchin	Stiles
Brooks	Dusinbery	Landon	Patton	Townsend
Burke	Egan	Langhorst	Phillips	Traub
Cadin	Fancher	Leggett	Phipps	Ulmann
Candee	Ferre	Lewis	Platt	Wainwright
Chambers	Finch	Litthauer	Rainey	Weekes
Colby	Fisher	Mance	Reeve	Wilson
Conkling	Fitzgerald	Mansfield	Reilley	Wolf
Cook	Fitzp'ck W P	Marson	Remsen	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 476) entitled "An act to amend chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor,' in relation to the reception and maintenance of free patients" (Rec. No. 104), having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 467) entitled "An act to amend the Highway Law, relative to the throwing of rubbish on highways" (Rec. No. 134), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.

The Senate bill (No. 466) entitled "An act to amend the Highway Law, relative to the purchase by towns of road rollers and other machinery" (Rec. No. 135), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.

The Senate bill (No. 230) entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' and the several acts amendatory thereto" (Rec. No. 129), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading.

The Senate bill (No. 657) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (Rec. No. 191), was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading.

Pursuant to notice, Mr. Wainwright called up the Senate bill (No. 357, Assembly reprint No. 1229) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon'" (Rec. No. 62), heretofore laid aside on the order of second reading.

Said bill was read the second time.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fitzp'ck J H	McKeown	Robinson
Adler	Coon	Fitzp'ck W P	McMillan	Ross
Ahern	Costello	Fowler	McQuade	Ruehl
Allds	Cotton	Fuller	Meeks	Salyerds
Allen J A	Coughtry	Gardiner	Merritt	Sanders
Allen F E	Cowan	Graeff	Moran	Seaulon
Allston	Dale	Griffith	Morgan	Schneider
Apgar	Daly	Hanford	Neville	Seymour
Ash	Darrison	Hammond	Newcomb	Sloane
Baldwin	Day	Hewitt	O'Brien	Smith C W
Barrett.	Davis G	Higgins	O'Malley	Smith J E
Bedell	Dickey	Hoadley	Outterson	Smith J T
Bennet	Dickinson	Hooker	Oxford	Snyder
Blackwell	Dooling	Hughes	Patchin	Stevens
Bourke	Doll	Kelsey	Patton	Sulzberger
Brill	Doughty	Knipp	Phillips	Townsend
Brooks	Duer	Lally	Phipps	Treat
Burke	Duross	Landon	Plank	Ulmann
Burnett	Dusinbery	Langhorst	Prince	Wainwright
Burns	Egan	Leggett	Rainey	Weekes
Cadin	Fancher	Litthauer	Reilley	Williams
Candee	Ferre	Manee	Reynolds	Wolf
Chambers	Finch	Mansfield	Richter	Woody
Colby	Fisher	McAdam	Rider	Yale
Conkling	Fitzgerald	McCullough		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments

A communication was received from Hon. Seth Low, mayor of the city of New York, returning the Assembly bill (No. 616) entitled "An act for the relief of Eugene F. Vacheron for work, labor, services and material furnished and rendered to the city of New York" (Int. No. 55), with a message that said mayor,



after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Seth Low, mayor of the city of New York, returning the Assembly bill (No. 237), entitled "An act to amend chapter 643 of the Laws of 1899, relating to the repayment of installments of assessments on account of the opening of Prospect avenue in the former town of Flatbush, city of New York" (Int. No. 237), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Allds, from the special committee, presented the following report:

The members on the part of the Assembly of the joint committee to arrange for the reception of Prince Henry respectfully report to the Assembly:

That, in their judgment, the Assembly should meet in special session at 9 o'clock.

That admission to the front lobby and the chamber should be confined to members, the employees at the desk and the post office and Speaker's room, the reporters, clerks to committees, the sergeant-at-arms and five doorkeepers to be selected by him, the chief page and five pages to be selected by him, and that in the rear of the rail 100 chairs be placed for the accommodation of the citizens' committee of Albany, pursuant to the arrangement made with the Senate and with the mayor's committee.

That for the enforcement of the foregoing the sergeant-at-arms shall be responsible.

The admission to the galleries shall be by ticket issued by the Speaker, and that the Speaker's gallery be reserved exclusively for ladies; each member to receive one ticket to the Speaker's gallery for admitting a lady and one ticket to the east gallery.

J. P. ALLDS,  
OTTO KELSEY,  
G. M. PALMER,  
G. A. LITTHAUER,  
W. L. COUGHTRY,  
J. M. GRAEFF,  
WM. SCHNEIDER.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Snyder presented several petitions relative to the Bennet-Ambler local option bill, which were referred to the committee on excise.

The Senate returned the following entitled bills with a message that they had concurred in the passage of the same without amendment:

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to city elections and the terms of city officers." (No. 1080, Int. No. 870.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Niagara Falls.

"An act to amend the charter of the city of New Rochelle in relation to the office of comptroller." (No. 946, Int. No. 647.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

"An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie,' relative to the city library and the qualifications of jurors." (No. 980, Int. No. 811.)

"An act authorizing the sale of land owned and possessed by the city of Poughkeepsie, New York." (No. 840, Int. No. 716.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Poughkeepsie.

"An act to amend chapter 26 of the Laws of 1885 relative to the manner of voting at elections in the city of Syracuse." (No. 590, Int. No. 529.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

"An act to authorize a further appropriation for the maintenance of the American Museum of Natural History in the Central park of the city of New York." (No. 1120, Int. No. 897.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and the erecting, completing and enlarging school buildings." (No. 1060, Int. No. 857.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to assessors and assessments." (No. 1073, Int. No. 871.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Buffalo.

"An act to amend the charter of the city of Johnstown, relative to improvements payable wholly by local assessments, and to opening, altering, extending and laying out streets." (No. 1000, Int. No. 825.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Johnstown.

"An act to amend chapter 747 of the Laws of 1896, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city and to establish a city court therein and define its jurisdiction and powers' and to establish a system of schools in said city." (No. 1053, Int. No. 615.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Kingston.

"An act to amend chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor,' in relation to the reception and maintenance of free patients." (No. 327, Int. No. 310.)

"An act to amend the Highway Law, relative to commutation of highway labor." (No. 957, Int. No. 491.)

"An act to amend the Forest, Fish and Game Law, in relation to striped bass in the Hudson river." (No. 605, Int. No. 544.)

"An act to amend chapter 348 of the Laws of 1885, entitled 'An act to authorize the appointment of stenographers for grand juries and to fix the compensation of such stenographers,' rela-

tive to the appointment for Westchester county." (No. 820, Int. No. 703.)

"An act authorizing the city of Rome to issue bonds for the purpose of extending and constructing street improvement." (No. 870, Int. No. 737.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rome.

"An act to amend section 2 of chapter 155 of the Laws of 1868 being an act entitled 'An act to incorporate the Scholarie and Scheneectady Counties Farmers' Mutual Fire Insurance Association.'" (No. 918, Int. No. 771.)

"An act to amend chapter 109 of the Laws of 1897, entitled 'An act to extend the time for the Davenport, Middleburgh and Durham Railroad Company to begin the construction of its road and expend thereon 10 per cent. of its capital and finish and put the same in operation,' by further extension of time." (No. 873, Int. No. 740.)

"An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State Armory in the village of Medina, county of Orleans, as provided for by chapter 503 of the Laws of 1899." (No. 874, Int. No. 741.)

"An act to amend chapter 562 of the Laws of 1890, entitled 'An act to revise the charter of the village of Alden,' in relation to the powers of treasurer." (No. 1118, Int. No. 895.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 804, Senate reprint No. 726) entitled "An act to amend the County Law relating to fire districts" (Int. No. 509), with a message that they had concurred in the passage of the same with the following amendments:

Page 2, line 24, strike out all after the period in brackets.

Same page and line, after the period insert the words "The trustees of such fire district hereinafter provided may establish, equip and maintain such engine, hose or hook and ladder houses as they may deem necessary."

Same page, strike out lines 25 and 26.

Page 3, line 1, strike out all up to and including the period.

Mr. M. Davis moved to concur in the Senate amendments.



Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Fitzp'ck J H	McInerney	Reeve
Adler	Cook	Fitzp'ck W P	McKeown	Reilley
Aliern	Coon	Fowler	McMillan	Remsen
Allds	Costello	Fuller	McQuade	Reynolds
Allen F E	Cotton	Gardiner	Meeks	Richter
Allen J A	Coughtry	Graeff	Merritt	Robinson
Allston	Cowan	Griffith	Monroe	Rider
Apgar	Dale	Hammond	Moran	Ruehl
Ash	Darrison	Hanford	Morgan	Salyerds
Baldwin	Day	Haviland	Neville	Sanders
Bennet	Davis G	Hewitt	Newcomb	Schneider
Bedell	Davis M	Higgins	Nye	Sherer
Burnett	Dickey	Headley	O'Brien	Sloane
Blackwell	Dickinson	Hooker	O'Malley	Smith C W
Bordwell	Dooling	Keenan	Orr	Smith J E
Bourke	Doll	Kelsey	Outterson	Stevens
Bradley	Doughty	Lally	Palmer	Stiles
Brill	Duer	Knipp	Patchin	Townsend
Brooks	Duross	Landon	Patton	Traub
Burke	Dusinbery	Langhorst	Pendry	Treat
Burnett	Egan	Leggett	Phillips	Wainwright
Burns	Fancher	Lewis	Phipps	Williams
Cadin	Ferre	Litthauer	Plank	Wilson
Candee	Finch	Mance	Platt	Wolf
Chambers	Fisher	Marson	Rainey	Woody
Colby	Fitzgerald	McAdam		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 305, Senate reprint No. 699) entitled "An act to amend the general City Law, relating to crematories for the disposal of garbage." (Int. No. 305.)

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds, the House adjourned.

## FRIDAY, MARCH 7, 1902.

The House met pursuant to adjournment.

Prayer by Rev. A. L. Love.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

His Royal Highness Prince Henry of Prussia appeared in the Assembly chamber pursuant to arrangements previously made for his reception. He was preceded by Adjutant-General Nelson A. Henry and James G. Graham, Secretary to the Governor. Archie E. Baxter, Clerk of the House, announced from the back of the chamber:

“His Royal Highness Prince Henry of Prussia.”

The Prince walked in, on the right of Assemblyman Allds, the leader of the majority of the Assembly. Admiral Evans and Adjutant-General Corbin followed. After them in this order were: Ambassador von Hollenben and Assemblyman Kelsey, Admiral von Tirpitz and Assemblyman Palmer, General von Plessin and Assemblyman Coughtry, Admiral von Seckendorff and Assemblyman Schneider, Admiral von Eisendecker and Assemblyman Graeff and Admiral von Baudissin and Assemblyman Litthauer.

Everybody in the chamber and galleries rose to their feet as the Prince entered and remained standing till the Prince had gone.

The Prince was escorted to the Speaker's desk by Speaker Nixon. The members of his suite, the President's delegates and the Assembly reception committee stood in the well of the House.

Speaker Nixon, addressing the Prince, said:

“Your Royal Highness—It is my privilege and pleasure on the part of the Assembly of the Empire State to extend to you a most kindly and cordial greeting. Your visit affords us especial pleasure, as it indicates to us in a most generous manner the feeling of good will and friendship existing upon the part of your nation toward ours. That this same feeling of friend-

ship exists upon our part you can have no better evidence than is indicated to you daily by the grand ovations you are receiving from the American people. Some of the members of this body were born in Germany, others were born of German parentage, while others have perfected their education in German universities, to whom your coming is an especial pleasure, but all welcome you cordially as American citizens and representatives of this Empire State.

"We also extend through you our especial greeting to your imperial brother, the Emperor of the great German nation, and trust you may convey to him a report of interesting and enjoyable experiences here which shall long remain as a pleasant memory.

"Without consuming too much of your limited time, I beg leave to present to you the members of the Assembly."

The Prince replied:

"I can only repeat to you, gentlemen, what I said five minutes ago. And it is absolutely true what you say of the ovations which I have received during my stay in the United States. I am perfectly aware of the fact that your nation means it well with ours. And all I can do is to report to his Majesty the Emperor the kind manner in which I have been received, not only here, but during my stay in the United States; that I am deeply grateful for it and not likely to forget it." [Applause.]

The Prince and his suite then retired.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (No. 796, Rec. No. 224), which was read the first time and referred to the committee on codes.

"An act to amend section 666 of the Penal Code, in relation to the use of automobiles or motor vehicles on highways" (No. 793, Rec. No. 225), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Greater New York Charter, relative to a zoological garden in Forest Park, borough of Brooklyn" (No. 834, Rec. No. 226), which was read the first time and referred to the committee on affairs of cities.

“Concurrent resolution of the Senate and Assembly proposing an amendment to article 6 of the Constitution, relating to Supreme Court Judicial Districts” (No. 798, Rec. No. 227), which was read the first time and referred to the committee on the judiciary.

“An act to amend chapter 269 of the Laws of 1897, entitled ‘An act to provide for the construction and maintenance of bridges over the waters between cities and towns or incorporated villages in said towns,’ as amended by chapter 591 of the Laws of 1898, and by chapter 232 of the Laws of 1899, relating to city and town bridge bonds” (No. 797, Rec. No. 228), which was read the first time and referred to the committee on internal affairs.

“An act to amend section 166 of article 9 of chapter 215 of the Laws of 1901, entitled ‘An act to amend the Public Health Law, in relation to the practice of dentistry” (No. 794, Rec. No. 229), which was read the first time and referred to the committee on public health.

“An act to amend section 17 of the Railroad Law, in relation to railroads in foreign countries” (No. 833, Rec. No. 230), which was read the first time and referred to the committee on railroads.

“An act in relation to the enforcement and collection of taxes in the county of Oneida” (No. 764, Rec. No. 231), which was read the first time and referred to the committee on internal affairs.

“An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts” (No. 765, Rec. No. 232), which was read the first time and referred to the committee on taxation and retrenchment.

“An act to enable the city of Buffalo to grant to the Buffalo Zoological Society the right to establish and maintain a zoological garden upon the park lands of said city, and to authorize appropriations therefor” (No. 766, Rec. No. 233), which was read the first time and referred to the committee on affairs of cities.



"An act to extend the charter of the president and directors of the Manhattan Company, created by an act passed April 2, 1799 " (No. 629, Rec. No. 234), which was read the first time and referred to the committee on banks.

"An act to amend section 53 of chapter 565 of the Laws of 1895, as amended by chapter 199, Laws of 1898, and by chapter 289, Laws of 1899, relative to the annual city tax levy in the city of Little Falls " (No. 837, Rec. No. 235), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 505 of the Laws of 1897, as amended by chapter 323 of the Laws of 1898, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office " (No. 731, Rec. No. 236), which was read the first time and referred to the committee on internal affairs.

"An act relating to the Commissioners of the Palisades Interstate Park, and extending their jurisdiction " (No. 760, Rec. No. 237), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the repayment of penalties to certain banks in the city of New York " (No. 430, Rec. No. 239), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' and acts amendatory thereof, in relation to sinking funds " (No. 308, Rec. No. 240), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 98 of title 11 of chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg"' and the acts amending the same " (No. 825, Rec. No. 241), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 577 of the Laws of 1875, entitled 'An act to revise and consolidate the several acts relating to

the public schools in the city of Auburn,' and the several acts amendatory thereof " (No. 783, Rec. No. 242), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials, and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year and to repeal section 279 of said act " (No. 840, Rec. No. 243), which was read the first time and referred to the committee on affairs of cities."

"An act to correct errors in the assessment of bank shares in the city of New York during the year 1901 " (No. 748, Rec. No. 244), which was read the first time and referred to the committee on taxation and retrenchment.

The Senate sent for concurrence the bill (No. 736), entitled "An act to provide for additions to the Museum Building of the Brooklyn Institute of Arts and Sciences, located on park lands near the junction of the Eastern parkway and Washington avenue, in the borough of Brooklyn, in the city of New York, and to provide for suitable approaches and the grading of lands in front of said Museum Building, and the construction of retaining walls along the Eastern parkway and Washington avenue in front of said building " (Rec. No. 245), which was read the first time.

On motion of Mr. Morgan, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Morgan, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Day	Hughes	Newcomb	Schneider
Adler	Davis G	Kelsey	Nye	Seymour
Ahern	Dickey	Knipp	O'Malley	Sherer
Allds	Dickinson	Lally	Orr	Sloane
Allen F E	Doll	Landon	Outtersen	Smith C W
Allen J A	Doughty	Langhorst	Palmer	Smith G H
Allston	Duross	Leggett	Patchin	Smith J E
Ash	Egan	Lewis	Phillips	Smith J T
Barrett	Fancher	Litthauer	Platt	Snyder
Bedell	Finch	Manee	Prince	Stevens
Blackwell	Fisher	Mansfield	Rainey	Stiles
Bourke	Fitzp'ck J H	McAdam	Reilley	Sulzberger
Brill	Fitzp'ck W P	McCullough	Reeve	Traub
Burke	Fowler	McInerney	Richter	Treat
Burns	Fuller	McKeown	Rider	U'mann
Candee	Gardiner	McNair	Rogers	Weber
Colby	Graeff	McQuade	Ross	Weekes
Cook	Hammond	Meeks	Ruehl	Wilson
Costello	Hanford	Monroe	Salyerds	Wolf
Coughtry	Hewitt	Moran	Sanders	Woody
Dale	Hoadley	Morgan	Scanlon	Yale
Daly	Higgins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bedell introduced a bill entitled "An act to amend the Railroad Law, relating to street surface railroads; general provisions" (Int. No. 1106), which was read the first time and referred to the committee on railroads.

Mr. Bennet introduced a bill entitled "An act in relation to Blackwell's Island, in the borough of Manhattan, in the city of New York" (Int. No. 1007), which was read the first time and referred to the committee on affairs of cities.

Mr. Brill introduced a bill entitled "An act to amend the Revenue Law relative to rebate or unused or partly used tickets"

(Int. No. 1108), which was read the first time and referred to the committee on railroads.

Mr. Costello introduced a bill entitled "An act to amend the Railroad Law, relative to corporate rights saved in case of failure to complete road; right to operate branches; conditions; former consents ratified; limitations" (Int. No. 1109), which was read the first time and referred to the committee on railroads.

Mr. Dooling introduced a bill entitled "An act relating to the free carriage of bicycles on ferryboats" (Int. No. 1110), which was read the first time and referred to the committee on commerce and navigation.

Mr. Fancher introduced a bill entitled "An act to amend chapter 700 of the Laws of 1895, entitled 'An act to extend the time of commencement or construction or completion of railroads other than street surface railroads,' in relation to the extension of time for such commencement or completion" (Int. No. 1111), which was read the first time and referred to the committee on railroads.

Mr. Griffith introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Thomas H. Smith and others against the State of New York for damages alleged to have been sustained in the towns of Galen and Savannah, county of Wayne, by them and to render judgment therein" (Int. No. 1112), which was read the first time and referred to the committee on claims.

Mr. McQuade introduced a bill entitled "An act to amend the Labor Law, relative to the hours of labor" (Int. No. 1113), which was read the first time and referred to the committee on labor and industries.

Mr. O'Brien introduced a bill entitled "An act to amend the Code of Civil Procedure, relative to fees of register and other clerks" (Int. No. 1114), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend the Town Law relative to place of holding meetings of the town board and board of health in certain towns" (Int. No. 1115), which was read the first time and referred to the committee on internal affairs.



Also, a bill entitled "An act to amend the Town Law, relating to reports by town officers that disburse public moneys" (Int. No. 1116), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Highway Law relative to reports of the commissioner of highways" (Int. No. 1117), which was read the first time and referred to the committee on internal affairs.

Mr. O'Malley introduced a bill entitled "An act to legalize, ratify and confirm a loan of \$3,000 made January 15, 1881, by the United German and French Roman Catholic Cemetery Association of the city of Buffalo to the German Roman Catholic Orphan Asylum of said city, upon its bond and mortgage, and to authorize and empower said cemetery association to forgive and release as a gift to said orphan asylum, its entire indebtedness and obligation in and under its said bond and mortgage and the loan thereby secured" (Int. No. 1118), which was read the first time and referred to the committee on the judiciary.

Mr. Sanders introduced a bill entitled "An act for the protection of the public health, and to prevent the use of certain poison in snuff and tobacco and proprietary or patent medicines" (Int. No. 1119), which was read the first time and referred to the committee on public health.

Mr. J. E. Smith introduced a bill entitled "An act to amend the Greater New York Charter, by providing that the physician and driver of the Central park ambulance shall be members of the police force" (Int. No. 1120), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' and the acts amendatory thereof" (Int. No. 1121), which was read the first time and referred to the committee on affairs of cities.

Mr. Stiles introduced a bill entitled "An act to amend the Tax Law, relating to the collection of taxes" (Int. No. 1122), which

was read the first time and referred to the committee on taxation and retrenchment.

Mr. Wainwright introduced a bill entitled "An act to prohibit the exacting of additional rates of fare for transportation of passengers over bridges owned or controlled by railroad corporations operating railroads within the limits of cities having a population of more than one million" (Int. No. 1123), which was read the first time and referred to the committee on railroads.

Mr. Wainwright introduced a bill entitled "An act to prohibit any railroad corporation from operating a railroad by steam power in the Fourth or Park avenue tunnel situated in the borough of Manhattan in the city of New York" (Int. No. 1124), which was read the first time and referred to the committee on railroads.

Mr. C. W. Smith, introduced a bill entitled "An act to authorize the Comptroller of the State to hear and determine an application of Everett R. Wheeler for cancellation of tax sales of lands situate in the town of Bleeker, county of Fulton, for unpaid taxes" (Int. No. 1125), which was read the first time and referred to the committee on public lands and forestry.

Also, a bill entitled "An act to authorize the Comptroller of the State to hear and determine an application of William L. Ostrander for cancellation of tax sales of lands situate in the town of Hope, county of Hamilton, for unpaid taxes" (Int. No. 1126), which was read the first time and referred to the committee on public lands and forestry.

Mr. Merritt introduced a bill entitled "An act to amend the Navigation Law, relative to the application of article 76 thereof" (Int. No. 1127), which was read the first time and referred to the committee on commerce and navigation.

Mr. Remsen introduced a bill entitled "An act to appropriate annually the sum of \$5,000 to be made by the board of estimate and apportionment of the city of New York in its discretion for the benefit of the benevolent funds of the former volunteer fire departments of the former towns, Flatbush, New Utrecht, Gravesend and Flatlands" (Int. No. 1128), which was read the first time and referred to the committee on affairs of cities.

Mr. Fowler introduced a bill entitled "An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company" (Int. No. 1129), which was read the first time and referred to the committee on railroads.

Mr. Doughty introduced a bill entitled "An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000" (Int. No. 1130), which was read the first time.

On motion of Mr. Doughty, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by the ways and means committee, Int. No. 687, entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (No. 779), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. McEwan, Rec. No. 645, entitled "An act to release and convey to the Corning Foundation for Christian Work in the diocese of Albany whatever, if any, title or interest the people of the State of New York have acquired in the property and estate of Sister Kathryn Brown, deceased" (No. 814), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fowler, Int. No. 878, entitled "An act to change the name, define the corporate objects and purposes, regulate the powers and government of the corporation Chautauqua Assembly, and to consolidate with said Chautauqua Assembly the Chautauqua University and the Chautauqua School of Theology" (No. 1079), retaining its place

on the order of third reading, reported in favor of the passage of the same with the following amendments:

Page 2, line 26, between the words "of" and "corporation" insert the word "the."

Page 3, line 9, after the word "law" strike out the word "as."

Same page, line 23, between the words "of" and "lot" insert the letter "a."

Page 4, line 3, after the word "October" insert the word "first."

Same page, line 4, strike out the word "it" and insert the words "the trustees."

Same page, line 5, strike out the word "it" and insert the word "they."

Page 6, line 5, after the word "force" strike out the word "till" and insert the word "until."

JAMES T. ROGERS,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 218, entitled "An act to amend the Executive Law, relative to the appointment and number of notaries public" (No. 727), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was recommitted the bill introduced by Mr. Townsend, Int. No. 1022, entitled "An act to incorporate the Edgewater Fire Department in the borough of Richmond" (No. 1309), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Lewis, from the committee on canals, to which was referred the bill introduced by Mr. Lewis, Int. No. 995, entitled "An act to repeal section 101 of the Canal Law, being chapter 338 of the Laws of 1894, relative to proceedings for non-payment



of rent of surplus waters of Black Rock harbor" (No. 1263), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Seymour, Int. No. 960, entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (No. 1210), reported in favor of the passage of a substitute bill.

(See Appendix.)

• Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennet, Int. No. 831) entitled "An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing" (No. 1006), reported in favor of the passage of the same with the following amendment:

Page 1, line 4, insert the words "William J. Cox" after the words "John Clark."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Duer, Int. No. 932, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and authorizing the comptroller of such city to pay to John E. Braun compensation for services rendered by him as interpreter in the Magistrates' Court in such city" (No. 1174), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, strike out the words "board of estimate and apportionment" and insert the word "comptroller."

Same page, line 2, insert the words "empowered in his discretion."

Page 2, lines 3 and 4, strike out the words "by said board of estimate and apportionment."

Amend the title, line 1, by striking out the words "board of estimate and apportionment" and inserting the word "comptroller."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Leggett, Int. No. 766, entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by establishing in said city a firemen's relief and pension fund" (No. 913), reported in favor of the passage of the same, with the following amendments:

Page 2, line 16, after the word "belonging" insert the word "to."

Page 3, strike out all of lines 5, 6, 7, 8, 9 and 10.

Same page, line 11, after the word "mayor" insert the words "the city treasurer."

Same page, strike out all of line 17 after the word "man" and all of line 18 down to the word "the" where it appears the second time, and insert after the word "man" in line 17 the word "and."

Same page, line 20, after the word "trustees" insert the words "the city treasurer of the city of Niagara Falls shall be the treasurer of said board of trustees."

Page 8, strike out all of line 7 after the word "dollars" and all of lines 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17.

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McQuade, Int. No. 1010, entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money

by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield, in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to the compensation of said commissioners and their continuation in office" (No. 1297), reported in favor of the passage of the same with the following amendments:

Page 2, line 24, strike out the words "two thousand five" and insert in place thereof the word "fifteen."

Same page, line 25, strike out the words "one thousand" and insert in place thereof the words "five hundred."

Page 3, line 1, strike out the words "five hundred" and insert in place thereof the words "two hundred and fifty."

OTTO KELSEY,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coon, Int. No. 690, entitled "An act to amend chapter 182 of the Laws of 1898, relative to the department of public instruction in cities of the second class" (No. 1331), reported in favor of the passage of the same, with the following amendments:

Page 1, line 6, starting at the word "there" underscore balance of line.

Same page, underscore lines 7, 8 and 9.

Page 2, underscore lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13.

OTTO KELSEY,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sloane, Int. No. 862, entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon,' relative to arrears of taxes and assessments, annual city budgets and

official newspapers" (No. 1065), reported in favor of the passage of the same, with the following amendments:

Page 1, underscore lines 6, 7 and 8.

Underscore all of pages 2 and 3.

Underscore page 4 down to line 21.

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bedell, Int. No. 1025, entitled "An act for the better support of the poor of the city of Middletown" (No. 1332), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennet, Int. No. 833, entitled "An act to amend the Greater New York Charter, in relation to the salaries of the clerk and deputy clerk of the Courts of Special Sessions for the First Division" (No. 1134), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Adler, Int. No. 518, entitled "An act to amend the Greater New York Charter, relative to the department of correction" (No. 579), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Remsen, Int. No. 472, entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds



issued for such improvement " (No. 1328) reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 593, entitled "An act to amend section 31 of chapter 327 of the Laws of 1900, being chapter 22 of the general laws, known as the General City Law, in respect to notice of hearing to be given by the mayor on bills " (No. 671), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 876, entitled "An act to amend the Greater New York Charter, as amended by chapter 466 of the Laws of 1901, relative to levying taxes and the collection thereof " (No. 1081), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 560, entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries " (No. 958), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 866, entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' in relation to the publication or service of notice in condemnation proceedings " (No. 1069), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coughtry, Int. No. 1058,

entitled "An act to amend chapter 86 of the Laws of 1850, entitled 'An act to provide for the assessment and collection of taxes in the city of Albany,' in relation to the effect as evidence of deeds by the county treasurer in sales for unpaid taxes" (No. 1372), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Langhorst, Int. No. 795, entitled "An act transferring jurisdiction over lands in the Thirteenth ward, borough of Brooklyn, in the city of New York, from the commissioners of the New York and Brooklyn bridge to the commissioners of parks of the city of New York" (No. 965), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 167, entitled "An act to amend chapter 330 of the Laws of 1883, entitled 'An act to supply the city of Schenectady with water,' in relation to the number and terms of water commissioners and the raising of money for water purposes" (No. 483), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 137, entitled "An act for the relief of Pauline Gumprecht, of the city of New York, as administratrix of the goods, chattels and credits of Morris Gumprecht, late of the county of New York, deceased" (No. 431), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 200, entitled "An act to amend section 52 of chapter 105 of the Laws

of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the executive department" (No. 691), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Marshall, Rec. No. 188, entitled "An act to authorize the city of New York to establish and maintain municipal clubhouses for boys, to provide for the payment therefor and for the maintenance thereof" (No. 397), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Bennet, Int. No. 635, entitled "An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employees" (No. 742), reported the same, with the following amendments, and request that said bill be recommitted to said committee:

Page 5, strike out all of old section 5 and make new section 5 read as follows: "This act shall not apply to injuries caused to domestic servants or farm laborers by their fellow employee."

Make new section 6 to read as follows: "This act shall take effect July first, nineteen hundred and two."

THOMAS M. COSTELLO,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Prince, Int. No. 195, entitled "An act to amend the Labor Law, relating to labeling goods manufactured in tenement houses" (No. 1087), reported the same, with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 7, strike out the word "lawfully" and the words "where permits are" and insert after the word "manufactured" the words "in tenement houses."

Same page, line 8, strike out the word "issued."

Page 2, line 14, commencing with the second "the" strike out all matter down to and including line 20.

Same page, line 21, strike out all matter between the word "person" and the word "shall."

THOMAS M. COSTELLO,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Costello, Int. No. 823, entitled "An act to extend and regulate liability of employers to employees for personal injuries suffered by employees" (No. 998), reported the same, with the following amendments, and request that said bill be recommitted to said committee:

Page 3, line 8, strike out the words "sixty days" and insert the words "four months."

Same page, line 14, strike out the words "sixty days" and insert the words "four months."

Same page, line 20, strike out the words "sixty days" and insert the words "four months."

THOMAS M. COSTELLO,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Allston, Int. No. 602, entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of hares and rabbits" (No. 681), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Bedell, Int. No. 994, entitled "An act to amend the Forest, Fish and Game Law,



relating to black and gray squirrels in Orange county" (No. 1262), reported in favor of the passage of the same, with the following amendment:

Page 2, line 1, after the word "inclusive" insert the words "and in the county of Rockland from January first to August thirty-first both inclusive."

EDWARD M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Marson, Int. No. 246, entitled "An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse" (No. 246), reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after the word "twenty" strike out the word "three" and insert the words "five of."

Same page, line 3, add the letter "s" to the word "forest."

Same page, line 6, strike out the words "so as."

Same page, strike out lines 7, 8, 9 and 10.

Page 2, strike out lines 1, 2 and 3.

Same page, strike out lines 8 to 15, both inclusive.

EDWARD M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Cook, Int. No. 962, entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for trout in the county of Erie" (No. 1212), reported in favor of the passage of the same, without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Barnes, Rec. No. 144, entitled "An act to amend the Forest, Fish and

Game Law, in relation to black and gray squirrels generally and game in Rensselaer county" (No. 547), reported in favor of the passage of the same, without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fancher, from the committee on Indian affairs, to which was referred the bill introduced by Mr. Hooker, Int. No. 168, entitled "An act to amend the Indian Law, relating to the sale of gypsum, sand and gravel" (No. 168), reported in favor of the passage of the same, with the following amendment:

Page 2, line 6, after the word "same" insert the words "but this contract shall be ratified by the peacemakers of the said nation before it shall take effect."

A. T. FANCHER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 903), entitled "An act to amend section 473 of the charter of the city of New York, chapter 466 of the Laws of 1901, relative to power to fix rents, etc., for water supply" (Int. No. 756), reported the same, with the following recommendations:

Page 1, line 1, after the word "of" insert the words "the Greater New York charter, as re-enacted by."

Same page, line 2, strike out the words "so as."

Page 2, line 3, strike out the word "to."

Same page, line 18, strike out the word "whatsoever" and insert the word "whatever" in lieu thereof.

Same page, line 20, after the word "all" insert the word "such."

Page 3, after line 9, add a new section: "§ 2. This act shall take effect immediately."

Amend the title to read as follows: "An act to amend the Greater New York charter relative to power to fix rents et cetera for water supply."

RICHARD GARDNER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision to which was referred the following entitled bills reported the same without recommendations:

“An act in relation to the improvement of public highways in the county of St. Lawrence.” (No. 1177, Int. No. 935.)

“An act to reduce the ferriage on the ferry known as the Long Island Railroad Ferry, plying between the foot of East Thirty-fourth street in the borough of Manhattan, and Borden avenue in the First ward of the borough of Queens, and to establish a rate of ferriage thereon.” (No. 110, Int. No. 110.)

“An act relative to the awarding of certain public contracts in the city of Syracuse.” (No. 1217, Int. No. 967.)

“An act to amend the Greater New York Charter, relating to the life insurance fund of the fire department.” (No. 1215, Int. No. 965.)

Ordered, That said bills be engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the following entitled bills:

“An act to amend chapter 209 of the Laws of 1893, entitled ‘An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam and to acquire the necessary franchises for those purposes,’ by authorizing said company to supply such light, heat and power to other towns.” (No. 1353, Int. No. 891.)

“An act to amend the Forest, Fish and Game Law in relation to nets in Lakes Ontario and Erie.” (No. 1354, Int. No. 942.)

“An act to amend the Forest, Fish and Game Law relative to the taking of wild birds.” (No. 1355, Int. No. 944.)

“An act to incorporate the Buffalo Zoological Society, and to provide for the establishment of a zoological garden in the city of Buffalo.” (No. 1352, Int. No. 317.)

The bill (No. 1281) entitled “An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Cham-

plain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902" (Int. No. 330), having been announced for a second reading,

On motion of Mr. Weekes, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 651) entitled "An act making an appropriation for improving the Glens Falls feeder and repairing the prism and side walls thereof" (Int. No. 579), was read the second time.

On motion of Mr. Fuller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 317) entitled "An act to amend chapter 694 of the Laws of 1901, entitled 'An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville'" (Int. No. 291), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 126) entitled "An act to provide for the construction of a bridge over the Allegany river on the Allegany Indian Reservation in the town of South Valley in the county of Cattaraugus, and making an appropriation therefor" (Int. No. 126), was read the second time.

On motion of Mr. Fancher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 857) entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State" (Int. No. 733), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 856) entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State" (Int. No. 732), was read the second time.

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On motion of Mr. Allds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 413) entitled "An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor" (Int. No. 389), was read the second time.

On motion of Mr. Candee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1272) entitled "An act to provide for the construction of a new iron bridge over the Oswego canal at North Salina street in the city of Syracuse, and making an appropriation therefor" (Int. No. 223), was read the second time.

On motion of Mr. Cadin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 783) entitled "An act to release to Ellen Riley, all the right, title and interest of the people of the State in and to a lot of land whereof her husband, James Riley, died seized" (Int. No. 668), was read the second time.

On motion of Mr. Griffith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 576) entitled "An act authorizing the construction of a steel bridge and abutments and approaches thereto over the canal slip from the Erie canal to the Niagara river on North Niagara street, in the village of North Tonawanda, Erie county, N. Y., together with the adjacent canal retaining walls and making an appropriation therefor" (Int. No. 33), was read the second time.

On motion of Mr. Patton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1335) entitled "An act to repeal chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies'" (Int. No. 1028), having been announced for a second reading,

On motion of Mr. Fitzgerald, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1147) entitled "An act to amend chapter 115 of the Laws of 1894, entitled 'An act for the better protection of lost and strayed animals, and for securing the rights of the owners thereof,' as amended by chapter 412 of the Laws of 1895" (Int. No. 916), was read the second time.

On motion of Mr. Colby, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 574) entitled "An act regulating the sale of real estate by real estate corporations on the installment plan" (Int. No. 517), was read the second time.

On motion of Mr. Cadin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1149) entitled "An act to amend subdivision 10 of section 4 of chapter 39 of the general laws, known as the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages" (Int. No. 918), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1287) entitled "An act to amend chapter 338 of the Laws of 1894, entitled 'An act relating to canals, constituting chapter 13 of the general laws'" (Int. No. 1000), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1201) entitled "An act to amend the Code of Criminal Procedure, relative to certificates of stay upon appeal" (Int. No. 951), was read the second time.

On motion of Mr. Dale, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 441) entitled "An act to amend the Code of Civil Procedure, in relation to the Supreme Court Reporter" (Int. No. 119), having been announced for a second reading.

On motion of Mr. Blackwell, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 851) entitled "An act to amend sections 1030, 1081 and 1127 of the Code of Civil Procedure in relation to licensed embalmers" (Int. No. 727), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1261) entitled "An act to amend section 563 of the Code of Civil Procedure, relative to orders of arrest" (Int. No. 993), was read the second time.

On motion of Mr. Blackwell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1117) entitled "An act to amend the Code of Civil Procedure, in relation to actions against next of kin, legatees, etc." (Int. No. 894), having been announced for a second reading,

On motion of Mr. G. H. Smith, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 407) entitled "An act to amend the Penal Code, by prohibiting the careless distribution of medicines, drugs and chemicals" (Int. No. 383), was read the second time.

On motion of Mr. Richter, said bill was placed on the order of third reading.

On motion of Mr. Richter, said bill was recommitted to the committee on codes, retaining its place on the order of third reading.

The bill (No. 926) entitled "An act to amend the Membership Corporation Law, in relation to amending the certificate of incorporation" (Int. No. 779), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1173) entitled "An act to amend the Code of Civil Procedure, relative to proof of handwriting" (Int. No. 931), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1250) entitled "An act to amend the Village Law, relating to the purchase of road making machinery" (Int. No. 982), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 144) entitled "An act to provide for the construction of a bridge over the Erie canal in the village of Canajoharie and making an appropriation therefor" (Int. No. 144), was read the second time.

On motion of Mr. Candee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1344) entitled "An act to amend the Forest, Fish and Game Law, relative to nonresidents taking shellfish" (Int. No. 1037), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1001) entitled "An act to amend the Forest, Fish and Game Law, relative to fines and penalties for violation of article 3 of the Forest, Fish and Game Law" (Int. No. 826), having been announced for a second reading,

On motion of Mr. C. W. Smith, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1302) entitled "An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (Int. No. 1015), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1202) entitled "An act to provide for the instruction of the blind" (Int. No. 953), was read the second time.

On motion of Mr. Hooker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1204) entitled "An act to authorize and direct the rector, wardens and vestry of Christ church in the city of Hudson to set apart certain funds as a permanent endowment



fund, and to restrict the use and investment thereof" (Int. No. 954), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

On motion of Mr. Bennet, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Grady	Meeks	Rogers
Adler	Costello	Graeff	Merritt	Ross
Ahern	Cotton	Griffith	Monroe	Ruehl
Allds	Coughtry	Hammond	Moran	Sanders
Allen F E	Cowan	Haviland	Neville	Scanlon
Allen J A	Dale	Hewitt	Newcomb	Schneider
Allston	Daly	Hoadley	O'Brien	Sherer
Apgar	Darrison	Hughes	O'Malley	Sloane
Ash	Davis M	Keenan	Orr	Smith G H
Baldwin	Dickey	Kelsey	Outterson	Smith J E
Barrett	Dickinson	Knipp	Oxford	Smith J T
Bedell	Dooling	Lally	Patchin	Stevens
Bennet	Doll	Langhorst	Patton	Stiles
Blackwell	Duer	Leggett	Pendry	Sulzberger
Bordwell	Duross	Lewis	Phipps	Townsend
Bourke	Dusinbery	Litthauer	Plank	Traub
Bradley	Egan	Manee	Platt	Treat
Brooks	Fancher	Mansfield	Prince	Wainwright
Burke	Ferre	Marson	Rainey	Weber
Burnett	Fisher	McAdam	Reeve	Weekes
Burns	Fitzgerald	McCullough	Remsen	Williams
Cadin	Fitzp'ck W P	McInerney	Reynolds	Wilson
Chambers	Fowler	McKeown	Richter	Wolf
Colby	Fuller	McMillan	Rider	Woody
Conkling	Gardiner	McQuade	Robinson	Yale

Ordered, That the Clerk return said bill to the Senate, and request their concurrence therein.

The bill (No. 676) entitled "An act to amend the Insurance Law, relative to corporations agreeing to furnish burial in case of death, and medical attendance in case of sickness" (Int. No. 598), was read the second time.

On motion of Mr. Sanders, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1241) entitled "An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation" (Int. No. 973), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 927) entitled "An act to amend the Forest, Fish and Game Law, in relation to spearing suckers and eels in Long pond, Columbia county" (Int. No. 780), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

On motion of Mr. Bennet, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Colby	Fowler	McNair	Robinson
Adler	Cook	Fuller	Meeks	Ross
Ahern	Coon	Grady	Morgan	Ruehl
Allds	Cotton	Graeff	Neville	Sanders
Allen F E	Coughtry	Hammond	Nye	Schneider

Allen J A	Dale	Hanford	O'Brien	Seymour
Allston	Daly	Hewitt	O'Malley	Sherer
Apgar	Darrison	Higgins	Outtersen	Smith C W
Ash	Day	Hooker	Oxford	Smith G H
Baldwin	Davis G	Hughes	Palmer	Smith J E
Barrett	Dickey	Knipp	Patchin	Snyder
Bedell	Dickinson	Landon	Phillips	Stevens
Bennet	Dooling	Langhorst	Phipps	Stiles
Blackwell	Doughty	Leggett	Plank	Townsend
Bordwell	Duer	Lewis	Prince	Treat
Bourke	Dusinbery	Litthauer	Rainey	Ulmann
Bradley	Egan	Mansfield	Reeve	Weber
Brooks	Ferre	McAdam	Rider	Weekes
Burke	Fisher	McCullough	Remsen	Wilson
Burnett	Fitzgerald	McKeown	Reynolds	Woody
Cadin	Fitzp'ek J H	McMillan	Rider	Yale
Chambers				

Ordered, That the Clerk return said bill to the Senate, and request their concurrence therein.

The bill (No. 1274) entitled "An act to amend the Forest, Fish and Game Law, in relation to pollution of streams" (Int. No. 412), having been announced for a third reading,

On motion of Mr. Doughty, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 406) entitled "An act to amend chapter 865 of the Laws of 1895, entitled 'An act to provide for the establishing and maintaining of a law library for the Court of General Sessions of the Peace of the city and county of New York'" (Rec. No. 68), was read the second time.

On motion of Mr. Fitzgerald, said bill was placed on the order of third reading.

The Senate bill (No. 663) entitled "An act to legalize certain acts of the corporation known as the United Presbyterian synod of New York" (Rec. No. 183), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 356) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for wild fowl" (Rec. No. 77), was read the second time.

On motion of Mr. Brooks, said bill was placed on the order of third reading.

The Senate bill (No. 212) entitled "An act to amend sections 150 and 582 of the Code of Civil Procedure, so as to enable all persons arrested or attached and held to bail on civil process, to deposit money in lieu of bail" (Rec. No. 136), was read the second time.

On motion of Mr. Ulmann, said bill was placed on the order of third reading.

The Senate bill (No. 141) entitled "An act to amend chapter 285 of the Laws of 1884, entitled 'An act to provide for the transfer of securities and property by bankrupt corporations to the receivers of such corporations, and for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such Superintendent by such companies for the security of policy-holders'" (Rec. No. 59), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.

The Senate bill (No. 208) entitled "Concurrent resolution of the Senate and Assembly, proposing an amendment to article 7 of the Constitution, in relation to the payment of debts of the State" (Rec. No. 120), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The Senate bill (No. 454) entitled "An act to amend the Membership Corporations Law, relating to corporations for the prevention of cruelty" (Rec. No. 150), was read the second time.

On motion of Mr. C. W. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 240) entitled "An act to amend the Penal Code, in relation to advertisements to procure divorces" (Rec. No. 89), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.



The Senate bill (No. 432) entitled "An act to release the right, title and interest of the People of the State of New York in and to certain real property of which John Fleetwood Marsh, late of the town of East Chester, in the State of New York, died seized, to the East Chester Development Company" (Rec. No. 99), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

The Senate bill (No. 107) entitled "An act to reappropriate the sum of \$1,500, appropriated by chapter 419 of the Laws of 1900, for repairs and betterments of the Oriskany monument" (Rec. No. 130), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading.

The Senate bill (No. 614) entitled "An act to amend the Forest, Fish and Game Law, by adding a section to be known as section 141" (Rec. No. 175), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading.

The bill (No. 863) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (No. 442), having been announced for a third reading,

On motion of Mr. Burke, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1029) entitled "An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds by the town of Southport in said county" (Int. No. 845), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Moran	Salyerds
Adler	Coughtry	Griffith	Neville	Sanders
Ahern	Cowan	Hammond	Newcomb	Schneider
Allds	Dale	Hewitt	O'Brien	Seymour
Allen F E	Daly	Higgins	O'Malley	Sloane
Allston	Darrison	Hooker	Outtersen	Smith C W
Apgar	Day	Hughes	Palmer	Smith G H
Baldwin	Davis M	Kelsey	Patchin	Smith J E
Barrett	Dickey	Lally	Phillips	Smith J T
Bennet	Dooling	Langhorst	Plank	Stevens
Blackwell	Doll	Leggett	Platt	Stiles
Bourke	Doughty	Lewis	Prince	Sulzberger
Bradley	Duross	Litthauer	Rainey	Traub
Burke	Egan	Manee	Reeve	Ulmann
Burnett	Fancher	Mansfield	Reilley	Wainwright
Burns	Ferre	Marson	Remsen	Weber
Candee	Finch	McCullough	Richter	Weekes
Chambers	Fitzgerald	McInerney	Rider	Wilson
Colby	Fitzp'ck J H	McMillan	Robinson	Wolf
Conkling	Fitzp'ck W P	McNair	Rogers	Woody
Cook	Fuller	Meeks	Ruehl	Yale
Costello	Gardiner	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1193) entitled "An act to amend chapter 617 of the Laws of 1896, entitled 'An act to provide for the construction of a bridge over the Bronx river at Westchester avenue in the city of New York,'" relative to the method of payment of cost of such bridge" (Int. No. 728), having been announced for a third reading,

On motion of Mr. Seymour, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1022) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amending the statute relating to criminal procedure and the punishment of crime, and to suggest legislation thereon" (Int. No. 838), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1351) entitled "An act to amend the Highway Law, relating to the use of automobiles on streets and highways and in public places" (Int. No. 199), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Ross
Adler	Daly	Hewitt	Neville	Ruehl
Ahern	Darrison	Higgins	O'Brien	Salverds
Allds	Day	Hoadley	O'Malley	Sanders
Allen F E	Davis M	Hooker	Orr	Scanlon
Allston	Dickinson	Hughes	Outterson	Schneider
Apgar	Dooling	Keenan	Oxford	Sherer
Ash	Doughty	Kelsey	Palmer	Sloane
Baldwin	Duer	Lally	Patchin	Smith C W
Bedell	Duross	Landon	Patton	Smith G H
Bennet	Dusinbery	Langhorst	Pendry	Smith J E
Blackwell	Egan	Leggett	Phipps	Snyder
Bordwell	Fancher	Lewis	Plank	Stiles
Bourke	Ferre	Litthauer	Prince	Sulzberger
Brill	Fitzgerald	Manee	Rainey	Treat
Brooks	Fitzp'ck J	HMcAdam	Reeve	Ulmann
Burnett	Fitzp'ck W	PMcInerney	Reiley	Weber
Burns	Fowler	McKeown	Remsen	Williams
Chambers	Fuller	McMillan	Reynolds	Wilson
Colby	Gardiner	McNair	Richter	Wolf
Cook	Graeff	McQuade	Rider	Woody
Coon	Griffith	Monroe	Robinson	Yale
Coughtry	Hammond	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1067) entitled "An act authorizing the comptroller of the city of New York to audit, allow and pay to Mrs. Mary E. R. Alger, compensation for services actually rendered in the city of New York in the department of education, in the year 1899 and 1900, as acting supervisor of truancy in said department" (Int. No. 864), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hewitt	Newcomb	Salyerds
Adler	Cotton	Hoadley	Nye	Sanders
Ahern	Coughtry	Hooker	O'Brien	Scanlon
Allds	Cowan	Keenan	O'Malley	Schneider
Allen F E	Dale	Kelsey	Orr	Seymour
Allen J A	Daly	Knipp	Outterson	Sherer
Apgar	Darrison	Lally	Oxford	Sloane
Ash	Day	Langhorst	Palmer	Smith C W
Baldwin	Davis G	Leggett	Patchin	Smith G H
Barrett	Davis M	Lewis	Patton	Smith J E
Bedell	Dickey	Litthauer	Pendry	Smith J T
Bennet	Dickinson	Manee	Phillips	Snyder
Blackwell	Dooling	Mansfield	Phipps	Stevens
Bordwell	Doll	Marson	Plank	Stiles
Bourke	Doughty	McAdam	Platt	Sulzberger
Bradley	Duer	McCullough	Prince	Townsend
Brill	Duross	McInerney	Rainey	Traub
Brooks	Egan	McKeown	Reeve	Treat
Burke	Fancher	McMillan	Reiley	Ulmann
Burnett	Finch	McNair	Remsen	Wainwright
Burns	Fisher	McQuade	Reynolds	Weber
Cadin	Fitzp'ck J H	Meeks	Richter	Weekes
Candee	Fowler	Merritt	Rider	Williams
Chambers	Fuller	Monroe	Robinson	Wilson



Colby	Grady	Moran	Rogers	Wolf
Conkling	Graeff	Morgan	Ross	Woody
Cook	Hammond	Neville	Ruehl	Yale
Coon	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1187) entitled "An act to provide for additions to the museum building of the Brooklyn Institute of Arts and Sciences, located on park lands near the junction of the Eastern parkway and Washington avenue in the borough of Brooklyn, in the city of New York, and to provide for suitable approaches and the grading of lands in front of said museum building, and the construction of retaining walls along the Eastern parkway and Washington avenue in front of said building" (Int. No. 945), having been announced for a third reading,

On motion of Mr. Morgan, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 950, Senate reprint No. 201) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relating to ordinances and appropriations of money" (Rec. No. 34), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McNair	Robinson
Adler	Coughtry	Griffith	Meeks	Ross
Ahern	Dale	Hammond	Monroe	Salyerds
Allds	Darrison	Haviland	Moran	Sanders
Allen F E	Day	Hewitt	Neville	Schneider
Allen J A	Davis M	Hoadley	Nye	Seymour

Allston	Dickey	Hooker	O'Malley	Sloane
Ash	Dooling	Keenan	Outterson	Smith G H
Baldwin	Doll	Knipp	Palmer	Smith J E
Bedell	Doughty	Landon	Patchin	Snyder
Blackwell	Duross	Langhorst	Patton	Stiles
Bradley	Egan	Leggett	Phillips	Townsend
Brooks	Ferre	Lewis	Plank	Traub
Burns	Fisher	Litthauer	Princee	Ulmann
Candee	Fitzp'ek J H	Mancee	Reeve	Weber
Colby	Fitzp'ek W P	Marson	Reilley	Williams
Conkling	Fuller	McCullough	Reynolds	Wolf
Coon	Gardiner	McMillan	Richter	Woody
Costello				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 991) entitled "An act in relation to Mount Magdalen School of Industry and Reformatory of the Good Shepherd in the city of Troy, and commitments thereto" (Int. No. 815), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hammond	Morgan	Sanders
Adler	Cotton	Haviland	Newcomb	Schneider
Ahern	Cowan	Hewitt	O'Brien	Seymour
Allds	Dale	Hoadley	Orr	Sloane
Allen J A	Darrison	Hughes	Oxford	Smith C W
Allston	Davis G	Keenan	Palmer	Smith G H
Ash	Dickey	Kelsey	Patton	Smith J E
Baldwin	Dooling	Lally	Phillips	Stevens
Barrett	Doughty	Langhorst	Plank	Stiles
Bennet	Duross	Leggett	Platt	Townsend
Bordwell	Fancher	Lewis	Rainey	Treat

Bradley	Finch	Manee	Reilley	Wainwright
Brooks	Fisher	Mansfield	Reynolds	Weekes
Burnett	Fitzp'ck J H	McCullough	Rider	Williams
Burns	Fitzp'ck W P	McKeown	Rogers	Wolf
Candee	Fuller	McNair	Ross	Woody
Chambers	Grady	Meeks	Salyerds	Yale
Conkling	Griffith	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1199) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (Int. No. 469), having been announced for a third reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1090) entitled "An act to amend the Forest, Fish and Game Law, in relation to woodcock and grouse" (Int. No. 386), having been announced for a third reading,

On motion of Mr. Marson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1233) entitled "An act making an appropriation for the New York State Woman's Relief Corps Home, at Oxford" (Int. No. 694), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	90	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Coon	Haviland	McQuade	Sanders
Adler	Cotton	Hewitt	Meeks	Scanlon
Ahern	Cowan	Haviland	Monroe	Schneider
Allen F E	Daly	Hoadley	Moran	Sherer

Allen J A	Day	Kelsey	Newcomb	Sloane
Allston	Davis M	Lally	Nye	Smith C W
Apgar	Dickinson	Landon	O'Brien	Smith J E
Baldwin	Doll	Langhorst	C'Malley	Snyder
Barrett	Duross	Leggett	Outterson	Stiles
Bedell	Dusinbery	Lewis	Palmer	Sulzberger
Blackwell	Fancher	Litthauer	Pendry	Traub
Bordwell	Finch	Manee	Phipps	Treat
Bradley	Fitzgerald	Marson	Platt	Wainwright
Brooks	Fowler	McAdam	Rainey	Weber
Burnett	Fuller	McCullough	Reilley	Williams
Cadin	Grady	McKeown	Reynolds	Wolf
Chambers	Griffith	McMillan	Robinson	Woody
Conkling	Hammond	McNair	Ross	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1239) entitled "An act making an appropriation for the Society for the Reformation of Juvenile Delinquents" (Int. No. 555), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Merritt	Ross
Adler	Dale	Higgins	Moran	Ruehl
Ahern	Davis M	Hooker	Newcomb	Sanders
Allds	Davis G	Kelsey	Nye	Schneider
Allen F E	Dickey	Knipp	O'Brien	Seymour
Allen J A	Dickinson	Lally	Orr	Sloane
Apgar	Doll	Landon	Outterson	Smith O W
Ash	Duer	Langhorst	Patchin	Smith J E
Barrett	Duross	Leggett	Patton	Stevens
Bennet	Egan	Lewis	Phillips	Sulzberger
Blackwell	Fancher	Litthauer	Phipps	Traub
Bourke	Finch	Manee	Platt	Treat



Burke	Fitzgerald	Mansfield	Prince	Ulmann
Burns	Fitzp'ck J	HMcAdam	Reeve	Weber
Cadin	Fowler	McInerney	Remsen	Williams
Chambers	Gardiner	McKeown	Reynolds	Wilson
Colby	Graeff	McNair	Richter	Yale
Cook	Griffith	McQuade	Robinson	Woody
Cotton	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1222, Senate reprint No. 21) entitled "An act in relation to the County Court of Kings county and the appointment of a chief clerk and deputies and assistants therein" (Rec. No. 81), having been announced for a third reading,

On motion of Mr. Reeve, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1278) entitled "An act to authorize the Comptroller of the State to hear and determine the application of the successors in title of the Adirondack Railway Company for cancellation of the tax sales of lot No. 33, in township No. 45, Totten and Crossfield's purchase, Essex county, for unpaid taxes" (Int. No. 665), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Higgins	Newcomb	Ross
Adler	Dale	Hoadley	Nye	Scanlon
Ahern	Darrison	Hughes	O'Brien	Schneider
Allen J A	Day	Kelsey	O'Malley	Seymour
Apgar	Davis M	Lally	Orr	Sloane
Baldwin	Dickinson	Landon	Outterson	Smith C W
Bennet	Dooling	Langhorst	Palmer	Smith J E

Bedell	Doughty	Leggett	Patchin	Smith J T
Blackwell	Duer	Lewis	Patton	Snyder
Bourke	Dusinbery	Litthauer	Phillips	Stevens
Bradley	Fancher	Manee	Plank	Sulzberger
Brooks	Ferre	Marson	Platt	Traub
Burke	Fisher	McCullough	Rainey	Treat
Burns	Fitzgerald	McKeown	Reeve	Ulmann
Cadin	Fitzp'ck J H	McQuade	Reiley	Wainwright
Candee	Fowler	Meeks	Reynolds	Weekes
Colby	Fuller	Merritt	Richter	Wilson
Cook	Grady	Monroe	Rider	Wolf
Cook	Graeff	Morgan	Robinson	Woody
Costello	Hammond	Neville	Rogers	Yale
Cotton	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1237) entitled "An act to amend the Agricultural Law, relating to the importation of cattle for dairy and breeding purposes" (Int. No. 794), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 95 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Keenan	Orr	Ruehl
Adler	Davis G	Kelsey	Outtersen	Salyerds
Ahern	Dickey	Lally	Palmer	Sanders
Allen F E	Dooling	Landon	Patchin	Schneider
Allston	Doll	Leggett	Patton	Sherer
Ash	Duross	Litthauer	Pendry	Sloane
Baldwin	Dusinbery	Manee	Phillips	Smith C W
Bedell	Fisher	Mansfield	Phipps	Smith G H
Blackwell	Fisher	Marson	Plank	Smith J E
Bourke	Fitzgerald	McCullough	Platt	Stevens
Brill	Fitzp'ck W P	McKeown	Prince	Stiles
Burke	Fowler	McNair	Rainey	Townsend
Burns	Gardiner	McQuade	Reeve	Treat

Candee	Grady	Merritt	Reilley	Ulmann
Conkling	Griffith	Monroe	Remsen	Weber
Coon	Hammond	Morgan	Robinson	Williams
Costello	Haviland	Neville	Richter	Wolf
Coughtry	Higgins	Nye	Rider	Woody
Dale	Hooker	O'Brien	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1279) entitled "An act making an appropriation for the State Custodial Asylum for Feeble-Minded Women at Newark" (Int. No. 761), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Keenan	Newcomb	Salverds
Adler	Davis G	Knipp	Nye	Sanders
Alds	Davis M	Landon	O'Brien	Scanlon
Allen F E	Dickey	Langhorst	O'Malley	Seymour
Allen J A	Dooling	Leggett	Orr	Sherer
Allston	Doughty	Lewis	Outterson	Sloane
Apgar	Duer	Litthauer	Oxford	Smith C W
Ash	Dusinbery	Manee	Palmer	Smith G H
Barrett	Egan	Mansfield	Patchin	Smith J E
Bennet	Ferre	Marsen	Patton	Smith J T
Blackwell	Finch	McAdam	Phillips	Snyder
Bourke	Fitzgerald	McCullough	Phipps	Stiles
Brill	Fitzp'ck J H	McInerney	Plank	Sulzberger
Burke	Fitzp'ck W P	McKeown	Platt	Townsend
Brooks	Fowler	McMillan	Prince	Traub
Burnett	Fuller	McNair	Rainey	Treat
Cadin	Gardiner	McQuade	Reilley	Weber
Candee	Graeff	Meeks	Remsen	Weekes
Colby	Griffith	Merritt	Richter	Wilson
Coon	Hanford	Monroe	Rider	Wolf
Cotton	Hewitt	Moran	Robinson	Woody
Coughtry	Hoadley	Morgan	Rogers	Yale
Dale	Hooker	Neville	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1236) entitled "An act making an appropriation for the Syracuse State Institution for Feeble-Minded Children" (Int. No. 749), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Meeks	Rogers
Adler	Cowan	Haviland	Monroe	Ross
Allds	Dale	Higgins	Moran	Salyerds
Allen J A	Darrison	Hooker	Neville	Scanlon
Apgar	Day	Keenan	Nye	Seymour
Ash	Davis M	Knipp	O'Brien	Sherer
Baldwin	Dickinson	Lally	Orr	Sloane
Bedell	Dooling	Landon	Oxford	Smith G H
Bennet	Doughty	Langhorst	Palmer	Smith J T
Blackwell	Duross	Leggett	Patton	Stevens
Bourke	Egan	Lewis	Phillips	Sulzberger
Brill	Fancher	Litthauer	Phipps	Townsend
Brooks	Finch	Manee	Platt	Treat
Burnett	Fitzgerald	Marson	Prince	Wainwright
Burns	Fitzp'ck W P	McCullough	Reeve	Weber
Candee	Fowler	McKeown	Remsen	Williams
Colby	Gardiner	McMillan	Reynolds	Woody
Cook	Graeff	McNair	Rider	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1313) entitled "An act to amend chapter 261 of the Laws of 1885, entitled 'An act in relation to the management of the Albany Penitentiary,' relative to the salary of the



keeper of said penitentiary" (Int. No. 880), having been announced for a third reading,

On motion of Mr. Higgins, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1329) entitled "An act making an appropriation for the New York State School for the Blind at Batavia" (Int. No. 969), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Monroe	Rogers
Adler	Coughtry	Haviland	Moran	Ross
Allds	Cowan	Higgins	Morgan	Salyerds
Allen F E	Daly	Hoadley	Newcomb	Scanlon
Allston	Day	Hughes	Nye	Seymour
Baldwin	Davis M	Kelsey	O'Malley	Sherer
Barrett	Dickinson	Lally	Oттerson	Smith C W
Bennet	Doll	Langhorst	Oxford	Smith G H
Blackwell	Duer	Leggett	Patchin	Smith J T
Bourke	Duross	Lewis	Patton	Stevens
Bradley	Dusinbery	Litthauer	Phillips	Stiles
Brill	Fancher	Manee	Phipps	Townsend
Burke	Finch	Marson	Platt	Treat
Cadin	Fitzgerald	McCullough	Prince	Wainwright
Candee	Fitzp'ck J H	McInerney	Reeve	Weber
Chambers	Fowler	McKeown	Remsen	Wilson
Colby	Fuller	McNair	Reynolds	Wolf
Cook	Grady	McQuade	Rider	Yale
Costello	Griffith	Meeks	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1283) entitled "An act making an appropriation for repairing and enlarging the State armory heretofore erected

for the use of the Forty-seventh Regiment, National Guard of the State of New York" (Int. No. 267), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Meeks	Rider
Adler	Dale	Haviland	Merritt	Rogers
Ahern	Daly	Higgins	Monroe	Salyerds
Allds	Darrison	Hoadley	Morgan	Sanders
Allen J A	Davis G	Hooker	Newcomb	Schneider
Apgar	Davis M	Hughes	Nye	Sherer
Ash	Dickinson	Kelsey	O'Malley	Sloane
Baldwin	Dooling	Knipp	Orr	Smith C W
Barrett	Doll	Lally	Outtersen	Smith G H
Bedell	Duer	Landon	Oxford	Smith J E
Bennet	Dusinbery	Langhorst	Palmer	Snyder
Bordwell	Egan	Leggett	Patchin	Stevens
Bradley	Ferre	Lewis	Patton	Sulzberger
Brill	Fisher	Litthauer	Pendry	Traub
Burke	Fitzgerald	Mansfield	Phillips	Treat
Burnett	Fitzp'ck W P	McAdam	Phipps	Ulmann
Cadin	Fowler	McCullough	Platt	Weber
Chambers	Gardiner	McInerney	Prince	Williams
Colby	Grady	McKeown	Reeve	Wilson
Conkling	Graeff	McMillan	Reilley	Woody
Cook	Griffith	McNair	Reynolds	Yale
Costello	Hammond			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1271) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in

such city by agents of foreign fire insurance corporations" (Int. No. 208), having been announced for a third reading,

Mr. Leggett moved that said bill be recommitted to the committee on insurance, with instructions to report the same forthwith amended as follows:

Page 3, line 2, strike out the word "city" and insert instead thereof the word "said."

Same page, line 3, after the word "paid" insert the words "as follows."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Leggett, and it was determined in the affirmative.

Mr. Coughtry, from the committee on insurance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1238) entitled "An act in relation to the enforcement and collection of taxes in the county of Oneida" (Int. No. 545), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Morgan	Salverds
Adler	Cowan	Hewitt	Newcomb	Sanders
Allds	Dale	Hooker	O'Brien	Schneider
Allen F E	Darrison	Hughes	O'Malley	Seymour
Allston	Day	Kelsey	Outterson	Sloane
Apgar	Davis M	Knipp	Palmer	Smith C W
Ash	Dickey	Landon	Patchin	Smith G H
Baldwin	Doll	Langhorst	Patton	Smith J E
Barrett	Doughty	Leggett	Phillips	Snyder
Bedell	Duross	Lewis	Phipps	Stevens
Bennet	Dusinbery	Litthauer	Plank	Sulzberger

Blackwell	Fancher	Mancee	Prince	Townsend
Bourke	Ferre	Marson	Reeve	Traub
Brill	Fisher	McCullough	Reilley	Ulmann
Burke	Fitzgerald	McInerney	Reynolds	Weber
Burns	Fitzp'ck J H	McKeown	Richter	Weekes
Cadin	Fowler	McMillan	Rider	Williams
Chambers	Fuller	McQuade	Robinson	Wilson
Conkling	Gardiner	Merritt	Rogers	Woody
Cook	Graeff	Moran	Ruehl	Yale
Costello	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 512, Assembly reprint No. 1230) entitled "An act to provide for the election and to prescribe the terms and compensation of the town trustees in the town of Southampton in the county of Suffolk, and legalizing payment of compensation to the present and former trustees" (Rec. No. 123), having been announced for a third reading,

On motion of Mr. Doughty, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1284) entitled "An act making an appropriation for the Western House of Refuge for Women" (Int. No. 567, was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hoadley	Moran	Salyerds
Adler	Cowan	Hooker	Morgan	Sanders
Allds	Daly	Keenan	Neville	Scanlon
Allen F E	Day	Kelsey	Nye	Schneider
Allen J A	Davis M	Knipp	O'Brien	Seymour



Allston	Dickey	Lally	O'Malley	Sherer
Apgar	Dickinson	Landon	Orr	Sloane
Ash	Dooling	Langhorst	Oxford	Smith C W
Baldwin	Doll	Leggett	Palmer	Smith J E
Bedell	Doughty	Lewis	Patton	Smith J T
Bennet	Duer	Litthauer	Pendry	Snyder
Blackwell	Duross	Manee	Phipps	Stevens
Bordwell	Egan	Mansfield	Plank	Stiles
Bradley	Ferre	Marson	Platt	Townsend
Brill	Finch	McAdam	Prince	Traub
Brooks	Fisher	McCullough	Rainey	Treat
Burke	Fitzgerald	McInerney	Reeve	Ulmann
Burns	Fitzp'ck W P	McKeown	Reilley	Weber
Cadin	Fowler	McMillan	Reynolds	Weekes
Candee	Gardiner	McNair	Richter	Wilson
Colby	Graeff	McQuade	Robinson	Wolf
Cook	Hammond	Meeks	Rogers	Woody
Coon	Haviland	Merritt	Ross	Yale
Cotton	Hewitt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1234) entitled "An act to amend chapter 14 of the Laws of 1880, relative to salaries of judges of the Municipal Court in the city of Rochester" (Int. No. 893), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardiner	McQuade	Rogers
Adler	Costello	Grady	Meeks	Ruehl
Ahern	Cotton	Griffith	Monroe	Salyerds
Allen F E	Coughtry	Hammond	Morgan	Scanlon
Allen J A	Cowan	Haviland	Neville	Schneider
Allston	Daly	Higgins	Nye	Sloane

Apgar	Darrison	Hoadley	O'Brien	Smith G H
Ash	Day	Hughes	Orr	Smith J E
Baldwin	Davis M	Kelsey	Oxford	Snyder
Barrett	Dickey	Lally	Palmer	Stevens
Bedell	Dooling	Landon	Patchin	Sulzberger
Bennet	Doll	Langhorst	Patton	Townsend
Bourke	Duer	Leggett	Phillips	Traub
Bradley	Duross	Lewis	Plank	Treat
Brill	Dusinbery	Litthauer	Platt	Wainwright
Burke	Fancher	Mansfield	Rainey	Weber
Burnett	Finch	Marson	Reeve	Weekes
Burns	Fisher	McAdam	Reynolds	Williams
Cadin	Fitzgerald	McInerney	Richter	Wilson
Candee	Fitzp'ck J H	McMillan	Rider	Woody
Colby	Fowler	McNair	Robinson	Yale
Conkling				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1273) entitled "An act to prevent discrimination by street or elevated corporations against persons carrying receptacles for tools or packages" (Int. No. 274), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Robinson
Ahern	Cotton	Griffith	Meeks	Ross
Alds	Coughtry	Hammond	Merritt	Ruehl
Allen F E	Cowan	Hanford	Moran	Salyerds
Allen J A	Dale	Hewitt	Morgan	Sanders
Apgar,	Darrison	Higgins	Neville	Schneider
Ash	Davis G	Hooker	Nye	Seymour
Baldwin	Davis M	Keenan	O'Brien	Sloane
Barrett	Dickey	Kelsey	O'Malley	Smith C W

Bedell	Dickinson	Knipp	Outterson	Smith J E
Bennet	Doll	Lally	Oxford	Snyder
Bordwell	Doughty	Langhorst	Palmer	Stevens
Bourke	Duer	Leggett	Patton	Stiles
Bradley	Duross	Lewis	Pendry	Sulzberger
Brill	Dusinbery	Litthauer	Phillips	Traub
Burke	Egan	Manee	Phipps	Treat
Burnett	Fancher	Marson	Platt	Ulmann
Burns	Finch	McAdam	Prince	Weber
Cadin	Fisher	McCullough	Rainey	Weekes
Candee	Fitzgerald	McInerney	Reilley	Williams
Colby	Fitzp'ck W P	McKeown	Remsen	Wolf
Conkling	Fowler	McMillan	Reynolds	Woody
Coon	Gardiner	McNair	Rider	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 575) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' by including within the bounds of such city portions of the towns of Rotterdam and Niskayuna, increasing the number of wards of such city, and making certain provisions incident thereto" (Rec. No. 168), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	100	}
{	NOES	1	}

Those who voted in the affirmative, were

Adams	Daly	Hanford	Merritt	Ruehl
Adler	Davis G	Hewitt	Monroe	Salyerds
Ahern	Davis M	Higgins	Morgan	Scanlon
Allen F E	Dickinson	Hooker	Neville	Seymour
Allston	Dooling	Hughes	Nye	Sloane
Ash	Doll	Kelsey	O'Brien	Smith C W
Baldwin	Duer	Lally	O'Malley	Smith G H

Bedell	Duross	Landon	Orr	Smith J E
Blackwell	Egan	Langhorst	Outterson	Stevens
Bourke	Ferre	Leggett	Palmer	Stiles
Brill	Finch	Lewis	Patchin	Townsend
Burke	Fisher	Litthauer	Payne	Traub
Burns	Fitzgerald	Manee	Phillips	Treat
Candee	Fitzp'ck W P	Marson	Phipps	Ulmann
Chambers	Fowler	McAdam	Platt	Wainwright
Conkling	Gardiner	McInerney	Reeve	Weekes
Coon	Grady	McKeown	Reilly	Williams
Costello	Graeff	McNair	Reynolds	Wilson
Coughtry	Griffith	McQuade	Rider	Wolf
Cowan	Hammond	Meeks	Rogers	Yale

In the negative,

McMillan

Ordered, that the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 467) entitled "An act to amend the Highway Law relative to the throwing of rubbish on highways" (Rec. No. 134), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	95	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Cook	Grady	Merritt	Ruehl
Adler	Costello	Graeff	Moran	Salyerds
Ahern	Cotton	Griffith	Neville	Scanlon
Allds	Coughtry	Hanford	Newcomb	Schneider
Allen J A	Dale	Hewitt	O'Brien	Seymour
Apgar	Daly	Hoadley	Orr	Smith C W
Baldwin	Darrison	Hughes	Oxford	Smith J E
Barrett	Davis M	Kelsey	Patchin	Smith J T
Bedell	Dickey	Lally	Patton	Stevens



Bennet	Dooling	Landon	Phillips	Stiles
Bordwell	Doughty	Leggett	Phipps	Sulzberger
Bourke	Duross	Lewis	Platt	Traub
Brill	Dusinbery	Litthauer	Prince	Ulmann
Brooks	Fancher	Mansfield	Reeve	Wainwright
Burnett	Finch	McCullough	Reiley	Weekes
Cadin	Fitzgerald	McInerney	Reynolds	Williams
Candee	Fitzp'ck J H	McMillan	Rider	Wilson
Chambers	Fowler	McQuade	Robinson	Wolf
Conkling	Gardiner	Meeks	Rogers	Yale

Ordered, that the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 466) entitled "An act to amend the Highway Law relative to the purchase by towns of road rollers and other machinery" (Rec. No. 135), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Meeks	Ross
Adler	Cotton	Hammond	Merritt	Ruehl
Ahern	Cowan	Haviland	Monroe	Sanders
Allds	Dale	Hewitt	<b>Moran</b>	Schneider
Allen F E	Daly	Hoadley	Neville	Seymour
Allston	Day	Hughes	Nye	Sloane
Ash	Davis G	Kelsey	O'Brien	Smith G H
Baldwin	Dickey	Knipp	Orr	Smith J E
Bedell	Dooling	Landon	Oxford	Smith J T
Bennet	Doughty	Langhorst	Patchin	Snyder
Bordwell	Duer	Leggett	Patton	Stiles
Bourke	Dusinbery	Lewis	Phillips	Sulzberger
Brill	Egan	Litthauer	Phipps	Traub
Brooks	Ferre	Mansfield	Platt	Treat

Burnett	Finch	Marson	Prince	Wainwright
Burns	Fitzgerald	McAdam	Reeve	Weber
Cadin	Fitzp'ck W P	McCullough	Remsen	Williams
Candee	Fowler	McKeown	Reynolds	Wilson
Colby	Fuller	McMillan	Rider	Woody
Cook	Grady	McNair	Robinson	Yale

Ordered, that the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 230) entitled "An act to amend chapter 314 of the Laws of 1874, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' and the several acts amendatory thereto" (Rec. No. 129), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hoadley	Morgan	Rogers
Adler	Coughtry	Hooker	Neville	Ross
Ahern	Daly	Keenan	Newcomb	Salverds
Allds	Day	Kelsey	Nye	Sanders
Allen J A	Dickey	Lally	O'Malley	Schneider
Allston	Dooling	Landon	Orr	Seymour
Ash	Doll	Langhorst	Outterson	Sloane
Baldwin	Duer	Leggett	Palmer	Smith J E
Barrett	Dusinbery	Lewis	Patchin	Smith J T
Bedell	Fancher	Litthauer	Patton	Snyder
Blackwell	Ferre	Manee	Phillips	Stiles
Bourke	Fisher	Marson	Phipps	Sulzberger
Bradley	Fitzgerald	McAdam	Plank	Traub
Brill	Fitzp'ck W P	McCullough	Prince	Ulmann
Burke	Fuller	McInerney	Rainey	Weber
Burns	Gardiner	McMillan	Reeve	Weekes
Cadin	Graeff	McNair	Reilley	Wilson
Chambers	Hammond	Meeks	Reynolds	Wolf
Conkling	Hanford	Merritt	Richter	Woody
Coon	Hewitt	Monroe	Robinson	Yale

Ordered, that the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill( No. 657) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (Rec. No. 191), having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

Mr. Fowler offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill No. 771, entitled "An act to amend the County Law, relative to fees of county clerks in certain counties" (Int. No. 474), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 771, entitled "An act to amend the County Law, relating to fees of county clerks in certain counties" (Int. No. 474), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 7, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution, of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 771, entitled "An act to amend the County Law, relating to fees of county clerks in certain counties." (Int. No. 474.)

BENJAMIN B. ODELL, JR.

Mr. Sloane offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill No. 556, entitled "An act to amend chapter 217 of the Laws of 1865, entitled 'An act to establish the office of receiver of taxes and assessments in the town of Eastchester, in the county of Westchester, N. Y.,' and the acts amendatory thereof, and to declare valid the election of William Madden to the office of receiver of taxes and assessments in the town of Eastchester, in the county of Westchester, and providing for his qualifying as such" (Int. No. 497), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 556, entitled "An act to amend chapter 217 of the Laws of 1865, entitled 'An act to establish the office of receiver of taxes and assessments in the town of Eastchester, in the county of Westchester, N. Y.,' and the acts amendatory thereof, and to declare valid the election of William Madden to the office of receiver of taxes and assessments in the town of Eastchester, in the county of Westchester, and providing for his qualifying as such" (Int. No. 497), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 7, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned for amendment Assembly bill No. 556, entitled "An act to amend chapter 217 of the Laws of 1865, entitled 'An act to establish the office of receiver of taxes and



assessments in the town of Eastchester, in the county of Westchester, N. Y., and the acts amendatory thereof, and to declare valid the election of William Madden to the office of receiver of taxes and assessments in the town of Eastchester, in the county of Westchester, and providing for his qualifying as such." (Int. No. 497.)

BENJAMIN B. ODELL, JR.

Mr. Doughty offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill, No. 924, entitled "An act to amend the County Law, relating to the compensation of court criers as amended by chapter 439 of the Laws of 1896, entitled 'An act to amend the County Law, relating to the compensation of court criers'" (Int. No. 777), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 924, entitled "An act to amend the County Law, relating to the compensation of court criers as amended by chapter 439 of the Laws of 1896, entitled 'An act to amend the County Law, relating to the compensation of court criers'" (Int. No. 777), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

ALBANY, *March 7, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned for amendment Assembly bill No. 924, entitled "An act to amend the County Law, relating to the compensation of court criers as amended by chapter 439 of the Laws of 1896, entitled 'An act to amend the County Law, relating to the compensation of court criers.'" (Int. No. 777.)

BENJAMIN B. ODELL, JR.

Mr. O'Malley offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 518, entitled "An act in relation to the Buffalo Fine Arts Academy and the management thereof" (Int. No. 464), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 518, entitled "An act in relation to the Buffalo Fine Arts Academy and the management thereof" (Int. No. 464), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 7, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned for amendment Assembly bill No. 518, entitled "An act in relation to the Buffalo Fine Arts Academy and the management thereof." (Int. No. 464.)

BENJAMIN B. ODELL, JR.

Mr. Coughtry offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 885, entitled "An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness" (Int. No. 578), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 885, entitled "An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900, and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness" (Int. No. 578), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, March 7, 1902.

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned for amendment Assembly bill No. 885, entitled "An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness." (Int. No. 578.)

B. B. ODELL, JR.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 765, entitled "An act to amend chapter 240 of the Laws of 1901, entitled 'An act supplementary to chapter 115 of the Laws of 1898, entitled "An act to provide for the improvement of public highways," relative to securing the requisite right of way by

the boards of supervisors of counties in which public highways are improved pursuant to said chapter,' in relation to the acquisition of material, the amount payable to claimants and the compensation of commissioners" (Int. No. 661), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Bedell offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 765, entitled "An act to amend chapter 240 of the Laws of 1901, entitled 'An act supplementary to chapter 115 of the Laws of 1898, entitled "An act to provide for the improvement of public highways," relative to securing the requisite right of way by the boards of supervisors of counties in which public highways are improved pursuant to said chapter,' in relation to the acquisition of material, the amount payable to claimants and the compensation of commissioners" (Int. No. 661), for the purpose of amendment.

The Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 193, entitled "An act to amend the County Law, constituting chapter 18 of the general laws, relating to salaries of the county judge and surrogate of Schenectady county" (Rec. No. 193), for the purpose of amendment.

The Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.



A communication was received from Hon. James H. Mitchell, mayor of the city of Cohoes, returning Assembly bill No. 482, entitled "An act to provide for extending the time in which to pay assessments for improvements ordered by the public improvement commission of the city of Cohoes and for retiring certificates of indebtedness issued by the city of Cohoes for such improvements and for the issue of certificates of indebtedness to cover the costs of improvements" (Int. No. 433), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled Senate bills, with a message that they had concurred in the amendments of the Assembly made thereto:

"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon.'" (No. 357, Assembly reprint No. 1229, Rec. No. 62.)

"An act to amend section 601 of the Penal Code of the State of New York, relating to receiving deposits in an insolvent bank." (No. 216, Assembly reprint No. 1197, Rec. No. 71.)

"An act to amend the Tax Law, relating to the taxation of the stockholders of banks and banking associations." (No. 698, Assembly reprint No. 1324, Rec. No. 178.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill (No. 374, Senate reprint No. 789) entitled "An act to amend the Highway Law, exempting Franklin and Oswego counties from the provisions relating to the rebate of highway taxes for the use of wagons with wide tires" (Int. No. 357), with a message that they had concurred in the passage of the same with the following amendment:

Page 2, line 19, after the word "Franklin" strike out period and insert the words "and Oswego."

Mr. Stevens moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 98 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Day	Kelsey	O'Malley	Scaulon
Ahern	Davis M	Lally	Orr	Seymour
Allen F E	Dickinson	Landon	Outterson	Sherer
Allen J A	Do!!	Leggett	Oxford	Smith G H
Apgar	Duer	Lewis	Palmer	Smith J E
Baldwin	Dusinbery	Litthauer	Patton	Smith J T
Bennet	Fancher	Mance	Pendry	Snyder
Bordwell	Finch	Mansfield	Phipps	Stevens
Bradley	Fitzgerald	McAdam	Plank	Sulzberger
Brooks	Fitzp'ck J H	McInerney	Platt	Townsend
Burnett	Fitzp'ck W P	McKeown	Prince	Traub
Burns	Fowler	McMillan	Reeve	Treat
Candee	Gardiner	McQuade	Remsen	Wainwright
Chambers	Grady	Meeks	Rider	Weekes
Conkling	Griffith	Merritt	Richter	Williams
Cook	Hanford	Moran	Rogers	Wilson
Costello	Haviland	Neville	Ross	Wolf
Coughtry	Higgins	Newcomb	Ruehl	Woody
Dale	Hoadley	Nye	Salyerds	Yale
Daly	Hughes	O'Brien		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 728, Senate reprint No. 636), entitled 'An act to amend the Greater New York Charter, being chapter 466 of the Laws of 1901, by inserting a new section after section 929 to be numbered 930' (Int. No. 203), with a message that they had concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. The Greater New York charter, being chapter four hundred and sixty-six of the laws of nineteen hundred and one, is hereby amended by inserting a new section after nine hun-

dred and twenty-nine to be numbered nine hundred and thirty and to read as follows:

§ 930. In case of the neglect or refusal of any person to pay any tax imposed on him for personal property, if there be no goods or chattels in his possession upon which the same may be levied by distress and sale according to law, and if the value of the property assessed shall be the sum of one thousand dollars, the said receiver, if he has reason to believe that the person taxed has debts, credits, choses in action, or other personal property not taxed elsewhere in this state, and upon which the levy cannot be made according to law, may thereupon, in his discretion, make application to the supreme court, within one year from the date of the return of the warrant by the marshal, for the institution of proceedings supplementary to execution, as upon a judgment docketed in the county in which such person resides, for the purpose of collecting such tax with interest thereon as hereinbefore provided. Such proceedings may be taken against a corporation, and the same proceedings may thereupon be had in all respects for the collection of such tax as for the collection of a judgment by proceedings supplementary to execution thereon against a natural person, and the same costs and disbursements may be allowed against the person or corporation examined as in such supplementary proceedings, but none shall be allowed in his or its favor. The tax, if collected in such proceedings, shall be paid to the receiver, who shall pay over the same in like manner as the tax was required to be paid. Provided, however, that upon the day fixed in said order for said examination, the said person or corporation may appear and present an affidavit setting forth that he or it is advised by counsel that he or it has a good and valid defense upon the merits to any action that may be commenced by the said receiver to enforce the payment of the tax assessed against him or it. Such affidavit shall specify the nature of said defense, and thereupon the judge before whom said order is returnable shall, if said defense appears to him to constitute a sufficient reason for the discontinuance of the proceedings, vacate and set aside the said order.

§ 2. This act shall take effect immediately.

Also, amend title to read as follows: "An act to amend the Greater New York charter, being chapter four hundred and sixty-six of the laws of nineteen hundred and one, by inserting a new section after section nine hundred and twenty-nine to be numbered nine hundred and thirty."

On motion of Mr. Seymour, said bill together with said amendments was referred to the committee on affairs of cities.

The Senate returned the bill (No. 312, Senate reprint No. 758), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season of woodcock in the county of Greene" (Int. No. 286), with a message that they had concurred in the passage of the same with the following amendments:

Strike out all of section 24, line 5, page 1, to line 3 on page 2, and insert the following:

§ 24. Woodcock; close season; special.—Woodcock shall not be taken in the counties of Ulster and Greene, from December sixteenth to September thirtieth, both inclusive; in the county of Rensselaer from December first to September thirtieth, both inclusive."

Mr. Rider moved to concur in the Senate amendments.

The Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hewitt	Neville	Sanders
Adler	Daly	Hoadley	Newcomb	Schneider
Ahern	Day	Hughes	Nye	Seymour
Allen F E	Davis G	Kelsey	O'Malley	Sherer
Allen J A	Dickey	Lally	Orr	Smith C W
Apgar	Doll	Langhorst	Oxford	Smith J E
Baldwin	Doughty	Leggett	Patchin	Snyder
Bedell	Duross	Lewis	Phillips	Stiles
Bennet	Dusinbery	Litthauer	Plank	Sulzberger
Bordwell	Ferre	Mansfield	Platt	Traub
Bourke	Finch	McAdam	Rainey	Treat
Brill	Fitzgerald	McCullough	Reilley	Wainwright
Brooks	Fitzp'ck W P	McKeown	Remsen	Weber
Burns	Fuller	McMillan	Reynolds	Weekes
Cadin	Grady	McQuade	Rider	Wilson
Chambers	Graeff	Meeks	Robinson	Wolf
Conkling	Griffith	Monroe	Ross	Woody
Coon	Hanford	Moran	Ruehl	Yale



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 767, Senate reprint No. 791), entitled "An act to amend chapter 83 of the Laws of 1901, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to railroad crossings and the use of such public highways after construction" (Int. No. 663), with a message that they had concurred in the passage of the same with the following amendments:

Page 3, line 15, strike out the word "maintined" and insert the word "maintained."

Mr. Bedell moved to concur in the Senate amendments.

The Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Monroe	Robinson
Adler	Cowan	Haviland	Morgan	Ross
Ahern	Dale	Higgins	Neville	Ruehl
Allen F E	Daly	Hoadley	Newcomb	Sanders
Allen J A	Darrison	Hughes	Nye	Scanlon
Apgar	Day	Keenan	O'Brien	Seymour
Ash	Davis G	Kelsey	O'Malley	Sherer
Barrett	Dickey	Lally	Outterson	Sloane
Bennet	Dickinson	Langhorst	Palmer	Smith G H
Blackwell	Dooling	Leggett	Patchin	Smith J E
Bordwell	Doll	Lewis	Patton	Smith J T
Bradley	Duer	Litthauer	Pendry	Stevens
Brill	Duross	Manee	Phillips	Stiles
Burke	Egan	Marson	Plank	Townsend
Burnett	Fancher	McAdam	Platt	Traub
Burns	Ferre	McCullough	Prince	Treat

Candee	Fisher	McInerney	Reeve	Ulmann
Chambers	Fitzgerald	McKeown	Reilley	Weber
Conkling	Fitzp'ck W P	McMillan	Remsen	Williams
Cook	Fowler	McNair	Reynolds	Wilson
Coon	Gardiner	McQuade	Richter	Woody
Costello	Grady	Meeks	Rider	Yale
Cotton	Griffith	Merritt	- -	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 376, Senate reprint No. 790), entitled "An act to authorize the clerk of the county of Richmond to procure the map of colonial grants of land within said county, prepared by George M. Root, surveyor" (Int. No. 359), with a message that they had concurred in the passage of the same with the following amendments:

Page 3, line 15, strike out the word "maintined" and insert ing words, "with the approval of the board of estimate and apportionment of the city of New York."

Mr. Townsend moved to concur in the Senate amendments.

The Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	98	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Darrison	Higgins	Monroe	Ruehl
Adler	Day	Hooker	Morgan	Salyerds
Ahern	Davis M	Keenan	Neville	Scanlon
Allen F E	Dickinson	Kelsey	Newcomb	Seymour
Allen J A	Dooling	Knipp	Nye	Sherer
Apgar	Duer	Lally	O'Brien	Smith C W
Baldwin	Duross	Landon	O'Malley	Smith G H
Bedell	Egan	Leggett	Orr	Smith J T
Blackwell	Ferre	Lewis	Oxford	Snyder

Bourke	Fisher	Litthauer	Patchin	Stiles
Bradley	Fitzgerald	Manee	Phillips	Sulzberger
Brooks	Fitzp'ck W P	Mansfield	Plank	Traub
Burnett	Fowler	Marson	Platt	Ulmann
Cadin	Fuller	McAdam	Rainey	Wainwright
Chambers	Gardiner	McCullough	Reeve	Weekes
Conkling	Graeff	McKeown	Remsen	Williams
Coon	Griffith	McMillan	Reynolds	Wolf
Costello	Hammond	McNair	Robinson	Woody
Coughtry	Hanford	McQuade	Rogers	Yale
Dale	Hewitt	Merritt		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1228) entitled "An act to amend the County Law, relative to district attorneys and assistant district attorneys of Onondaga county" (Int. No. 84), with a message that they had reconsidered their vote by which said bill was passed, and as amended had again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Allds the House adjourned.

## MONDAY, MARCH 10, 1902.

The House met pursuant to adjournment.

Prayer by Rev. William Force Whitaker.

On motion of Mr. Kelsey, the reading of the journal of Friday, March 7, 1902, was dispensed with and the same was approved.

Mr. Speaker presented the forty-third annual report of the Superintendent of Insurance; which was laid upon the table and ordered printed.

(See Document.)

Also, the sixteenth report on Factory Inspection for ten months ending September 30, 1901; which was laid upon the table and ordered printed.

(See Document.)

Mr. Manee was excused indefinitely.

Mr. Allds presented several petitions in favor of the Bennet-Ambler Local Option Bill, which were referred to the committee on excise.

The Senate sent for concurrence the Senate bill (No. 710) entitled "An act to amend the Greater New York Charter, relative to places of public amusement" (Rec. No. 246), which was read the first time.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Higgins	Morgan	Ross
Ahern	Day	Hoadley	Neville	Ruehl
Allds	Davis M	Hooker	Nye	Salyerds
Allen J A	Dickey	Keenan	O'Malley	Sanders
Allston	Dickinson	Knipp	Orr	Schneider
Ash	Doll	Lally	Oxford	Seymour
Baldwin	Doughty	Landon	Palmer	Sherer
Bedell	Duer	Leggett	Patchin	Smith O W
Blackwell	Dusinbery	Lewis	Patton	Smith J E
Bourke	Egan	Litthauer	Pendry	Smith J T
Brill	Fancher	Manee	Phillips	Stevens
Brooks	Finch	Marson	Plank	Sulzberger
Burke	Fitzgerald	McAdam	Platt	Townsend
Burns	Fitzp'ck J H	McCullough	Rainey	Treat
Candee	Fitzp'ck W P	McKeown	Reeve	Wainwright
Chambers	Fuller	McMillan	Remsen	Weber
Colby	Gardiner	McNair	Reynolds	Williams



Cook	Graeff	McQuade	Richter	Wilson
Coon	Hammond	Meeks	Robinson	Woody
Cotton	Hanford	Merritt	Rogers	Yale
Dale	Hewitt	Moran		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Greater New York Charter, authorizing the College of the City of New York to participate in the excise fund belonging to said city, and creating a retirement fund therefrom for the benefit of the supervising officers and teachers of said college " (No. 781, Rec. No. 247), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the division of the expenses of acquiring title to, widening and improving White Plains avenue, in the borough of the Bronx, city of New York, between the owners of the property deemed benefited thereby and the city of New York " (No. 767, Rec. No. 248), which was read the first time and referred to the committee on affairs of cities. .

"An act to amend the Forest, Fish and Game Law, relative to the taking of wild birds " (No. 652, Rec. No. 249), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Forest, Fish and Game Law, relative to the seizure and destruction of illegal devices for fishing " (No. 689, Rec. No. 250), which was read the first time and referred to the committee on fisheries and game.

"An act to authorize the city of Utica to borrow money for the use of the board of police and fire commissioners of the city of Utica and issue bonds therefor " (No. 762, Rec. No. 251), which was read the first time and referred to the committee on affairs of cities.

Mr. Burke introduced a bill entitled "An act to authorize the submission of a proposition to the electors of the city of Buffalo for the purchase or construction of a lighting system " (Int. No.

1131), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Cook introduced a bill entitled "An act making an appropriation for the Thomas Asylum for Orphan and destitute Indian Children" (Int. No. 1132), which was read the first time and referred to the committee on ways and means.

Mr. G. Davis introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret McNaught, as administratrix of the goods, chattels and effects of William McNaught, deceased, against the State of New York, for damages for the death of said William McNaught" (Int. No. 1133), which was read the first time and referred to the committee on claims.

Mr. Finch introduced a bill entitled "An act to amend section 1763 of the Code of Civil Procedure, relative to cases in which an action for separation may be maintained" (Int. No. 1134), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Michael O'Keefe against the State of New York for damages while in the employ of the State and to make awards therefor" (Int. No. 1135), which was read the first time and referred to the committee on claims.

Mr. Keenan introduced a bill entitled "An act to amend section 279 of chapter 466 of the Laws of 1901, entitled 'An act to amend the Greater New York Charter, chapter 378 of the Laws of 1897, etc.,' relating to the police department of the city of New York" (Int. No. 1136), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York Charter, relative to assessments by the board of assessors" (Int. No. 1137), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 677 of the Laws of 1900, entitled 'An act relating to attendants upon the Su-

preme Court and County Court in and for the county of Queens ' ' (Int. No. 1139), which was read the first time and referred to the committee on the judiciary.

Mr. Knipp introduced a bill entitled "An act making an appropriation for the purpose of straightening, deepening and widening Newtown creek, in the city of Elmira " (Int. No. 1139), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act making an appropriation for the purpose of straightening, deepening and widening Bentley creek, in the town of Ashland, Chemung county " (Int. No. 1140), which was read the first time and referred to the committee on ways and means.

Mr. Patchin introduced a bill entitled "An act to amend the Poor Law, relative to pestilences in almshouses and elsewhere " (Int. No. 1141), which was read the first time and referred to the committee on general laws.

Mr. Scanlon introduced a bill entitled "An act to incorporate the Empire State Telephone Company and to define its rights, powers and privileges " (Int. No. 1142), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. G. H. Smith introduced a bill entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1900, relative to returns, compensations and drawing of jurors " (Int. No. 1143), which was read the first time and referred to the committee on the judiciary.

Mr. Wainwright introduced a bill entitled "An act to provide for a public wharf or dock in the village of Port Chester " (Int. No. 1444), which was read the first time and referred to the committee on commerce and navigation.

Mr. Bradley introduced a bill entitled "An act to authorize the abandonment of the Ohio basin slip, in the city of Buffalo,

between the northerly line of the Ohio basin and the south line of Elk street, and vesting the title and ownership to the lands and premises included therein in said city" (Int. No. 1145), which was read the first time and referred to the committee on ways and means.

Mr. Mansfield introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Robert Payne against the State for damages alleged to have been sustained by him and to render a judgment therefor" (Int. No. 1146), which was read the first time and referred to the committee on claims.

Mr. Gardiner introduced a bill entitled "An act to amend the Tax Law, relating to statement and payment of taxes" (Int. No. 1147), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Cotton introduced a bill entitled "An act to amend section 6 and section 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue, in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof'" (Int. No. 1148), which was read the first time and referred to the committee on affairs of cities.

Mr. Allston introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry G. Whitney against the State of New York for damages alleged to have been sustained by him and to render judgment therefor" (Int. No. 1149), which was read the first time and referred to the committee on claims.

Mr. Seymour introduced a bill entitled "An act to relieve the law department of the city of New York from paying fees to city, county or other officers" (Int. No. 1150), which was read the first time and referred to the committee on affairs of cities.



Also, a bill entitled "An act to amend section 1092 of the Greater New York Charter, in relation to the public school teachers' retirement fund" (Int. No. 1151), which was read the first time and referred to the committee on affairs of cities.

Mr. Knipp introduced a bill entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws,' in relation to the closed season" (Int. No. 1152), which was read the first time and referred to the committee on fisheries and game.

By unanimous consent,

Mr. Meeks introduced a bill entitled "An act making an appropriation for the Adjutant-General to enable him to replace State property destroyed by fire in the Seventy-first Regiment armory" (Int. No. 1153), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Also, a bill entitled "An act making an appropriation for the Adjutant-General to enable him to replace personal loss of military property incurred by organizations and destroyed by fire in the Seventy-first Regiment armory" (Int. No. 1154), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Doughty introduced a bill entitled "An act to amend section 145 of the Code of Civil Procedure" (Int. No. 1155), which was read the first time.

On motion of Mr. Doughty, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on internal affairs.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Bennet, Int. No. 1098, entitled "An act to amend the Lien Law, in relation to advance payments" (No. 1450), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lewis, Rec. No. 106, entitled "An act to amend the Legislative Law, relative to the publication of concurrent resolutions proposing amendments to the Constitution" (No. 475), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lewis, Rec. No. 87, entitled "An act to amend subdivision 3 of section 46 of the Legislative Law, relative to the distribution of session laws" (No. 258), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 651) entitled "An act making an appropriation for improving the Glens Falls feeder and repairing the prism and side walls thereof" (Int. No. 579), reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 317) entitled "An act to amend chapter 694 of the Laws of 1901, entitled 'An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville'" (Int. No. 291), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend chapter six hundred and ninety-four of the laws of nineteen hundred and one, entitled 'An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville,' by increasing the amount of said appropriation."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

“An act to provide for the construction of a bridge over the Allegany river on the Allegany Indian Reservation in the town of South Valley in the county of Cattaraugus, and making an appropriation therefor.” (No. 126, Int. No. 126.)

“An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State.” (No. 857, Int. No. 733.)

“An act to make an appropriation for the payment of the judgments of the Court of Claims in claims other than those on account of the canals of the State.” (No. 856, Int. No. 732.)

“An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor.” (No. 413, Int. No. 389.)

“An act to provide for the construction of a new iron bridge over the Oswego canal at North Salina street in the city of Syracuse, and making an appropriation therefor.” (No. 1272, Int. No. 223.)

“An act to release to Ellen Riley all the right, title and interest of the people of the State in and to a lot of land whereof her husband, James Riley, died seized.” (No. 783, Int. No. 668.)

“An act authorizing the construction of a steel bridge and abutments and approaches thereto over the canal slip from the Erie canal to the Niagara river on North Niagara street, in the village of Tonawanda, Erie county, N. Y., together with the adjacent canal retaining walls, and making an appropriation therefor.” (No. 576, Int. No. 33.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1147) entitled “An act to amend chapter 115 of the Laws of 1894, entitled ‘An act for the better protection of lost and strayed animals, and for securing the rights of the

owners thereof,' as amended by chapter 412 of the Laws of 1895 " (Int. No. 916), reported the same with the following recommendations:

Page 1, line 2, after the word " ninety-four " insert the following words " entitled 'An act for the better protection of lost and strayed animals, and for securing the rights of the owners thereof.' "

Same page, lines 2, 3 and 4, strike out the following: " as amended by chapter four hundred and twelve of the laws of eighteen hundred and ninety-five."

Same page, line 4, strike out the words " so as."

Amend the title to read as follows:

"An act to amend chapter one hundred and fifteen of the laws of eighteen hundred and ninety-four, entitled 'An act for the better protection of lost and strayed animals, and for securing the rights of the owners thereof ' in relation to the application of fees collected under said act."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 574) entitled "An act regulating the sale of real estate by real estate corporations on the installment plan " (Int. No. 517), reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1287) entitled "An act to amend chapter 338 of the Laws of 1894, entitled 'An act relating to canals, constituting chapter 13 of the general laws ' " (Int. No. 1000), reported the same with the following recommendations:

Page 1, line 2, after the word " ninety-four " insert the following: " entitled "An act relating to canals, constituting chapter 13 of the general laws,' "

Same page, line 3, strike out the words " so as."

Amend the title to read as follows:

"An act to amend the canal law, relative to street railways crossing canals."

RICHARD GARDINER,

*Chairman.*



Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

“An act to amend the Code of Criminal Procedure relative to certificates of stay upon appeal.” (No. 1201, Int. No. 951.)

“An act to amend sections 1030, 1081 and 1127, of the Code of Civil Procedure in relation to licensed embalmers.” (No. 851, Int. No. 727.)

“An act to amend section 563 of the Code of Civil Procedure, relative to orders of arrest.” (No. 1261, Int. No. 993.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 926) entitled “An act to amend the Membership Corporation Law in relation to amending the certificate of incorporation ” (Int. No. 779), reported the same with the following recommendations:

Page 1, line 2, after the word “ninety-five” insert the following “entitled “An act relating to membership corporations, constituting chapter forty-three of the general laws.’”

Page 2, line 10, strike out the word “an.”

Same page, line 13, strike out the article “a” and insert the word “the” in lieu thereof.

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

“An act to amend the Code of Civil Procedure, relative to proof of handwriting.” (No. 1173, Int. No. 931.)

“An act to amend the Village Law, relating to the purchase of road making machinery.” (No. 1250, Int. No. 982.)

“An act to provide for the construction of a bridge over the Erie canal in the village of Canajoharie and making an appropriation therefor.” (No. 144, Int. No. 144.)

“An act to amend the Forest, Fish and Game Law, relative to non-residents taking shellfish.” (No. 1344, Int. No. 1037.)

“An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company.” (No. 1302, Int. No. 1015.)

“An act to provide for the instruction of the blind.” (No. 1203, Int. No. 953.)

“An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation.” (No. 1241, Int. No. 973.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1149) entitled “An act to amend subdivision 10 of section 4 of chapter 39 of the general laws, known as the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages” (Int. No. 918), reported the same with the following recommendations:

Page 1, line 1, after the word “chapter” insert the following: “entitled ‘An act in relation to railroads, constituting chapter thirty-nine of the general laws,’ as amended by chapter three seventy-seven of the laws of eighteen ninety-seven, chapter five eighty-three of the laws of eighteen ninety-nine and chapter four eighty-two of the laws nineteen hundred.”

Same page, lines 1 and 2, strike out the following: “thirty-nine of the general laws, known as the railroad law.”

Same page, line 3, strike out the words “so as” and the word “namely;” also strike out the comma after the word “follows” and insert a colon.

Same page, line 6, after the word “railroad” insert the following: “or for any other of its lawful purposes and to issue,” and strike out the word “to.”

Page 2, line 8, strike out the underscore from the word “filed.”

Amend the title to read as follows:

“An act to amend the railroad law, so as to harmonize the provisions thereof with the provisions of the stock corporation law concerning mortgages.

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1406) entitled "An act to amend the Public Health Law, relating to the adulteration of and deception in the sale of drugs, chemicals and other substances" (Int. No. 392), reported the same with the following recommendations:

Page 1, line 1, strike out the word "two" and insert the word "three."

Page 3, line 5, strike out the word "one" and insert the word "first."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to change the name, define the corporate objects and purposes, regulate the powers and government of the corporation Chautauqua Assembly, and to consolidate with said Chautauqua Assembly the Chautauqua University and the Chautauqua School of Theology." (No. 1459, Int. No. 878.)

"An act to incorporate the Edgewater Fire Department in the borough of Richmond." (No. 1309, Int. No. 1022.)

"An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts." (No. 1463, Int. No. 285.)

"An act to amend chapter 337 of the Laws of 1899, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the city court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure and costs." (No. 1470, Int. No. 925.)

"An act to amend chapter 345 of the Laws of 1869, entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' in relation to the election of trustees." (No. 1469, Int. No. 909.)

Ordered, That said bills be engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

“An act to amend the Consolidation School Law, relating to the apportionment of the free school fund.” (No. 1377, Int. No. 40.)

“An act amending the Code of Civil Procedure by inserting therein a new section to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State.” (No. 1374, Rec. No. 79.)

“An act to amend chapter 369 of the Laws of 1895, entitled ‘An act creating a commissioner of jurors for each county of the State having a certain population, and regulating and prescribing his duties; also providing in what manner jury lists shall be made up and jurors drawn and notified in the courts of record in such counties, and how they may be exempted or excused, and the length of service of such jurors,’ in relation to the service of jurors.” (No. 1375, Int. No. 121.)

“An act to amend chapter 214 of the laws of 1888, entitled ‘An act to revise the charter of the city of Binghamton,’ relative to election and appointment of officers.” (No. 1356, Int. No. 693.)

“An act to reduce the ferriage on the ferry known as the Long Island railroad ferry, plying between the foot of East Thirty-fourth street in the borough of Manhattan, and Borden avenue in the first ward of the borough of Queens, and to establish a rate of ferriage thereon.” (No. 110, Int. No. 110.)

“An act in relation to the improvement of public highways in the county of St. Lawrence.” (No. 1177, Int. No. 935.)

“An act relative to the awarding of certain public contracts in the city of Syracuse.” (No. 1217, Int. No. 967.)

“An act to amend the Greater New York Charter, relating to the life insurance fund of the fire department.” (No. 1215, Int. No. 965.)

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)



Mr. O'Malley moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)

Mr. Bedell moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)

Mr. Patton moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)

Mr. Robinson moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 476) entitled "An act to amend chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor,' in relation to the reception and maintenance of free patients" (Rec. No. 104), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The Senate bill (No. 435) entitled "An act to amend section 21 of chapter 3 of the general laws, entitled 'An act in relation

to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws,' being chapter 370 of the Laws of 1899, as amended by chapter 195 of the Laws of 1900, in relation to power of removal" (Rec. No. 118), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The bill (No. 1117) entitled "An act to amend the Code of Civil Procedure, in relation to actions against next of kin, legatees, etc." (Int. No. 894), was read the second time.

On motion of Mr. G. H. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1001) entitled "An act to amend the Forest, Fish and Game Law, relative to fines and penalties for violation of article 3 of the Forest, Fish and Game Law" (Int. No. 826), was read the second time.

On motion of Mr. C. W. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1335) entitled "An act to repeal chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies'" (Int. No. 1028), having been announced for a second reading,

On motion of Mr. Dooling, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1274) entitled "An act to amend the Forest, Fish and Game Law, in relation to pollution of streams" (Int. No. 412), having been announced for a second reading,

On motion of Mr. Dougherty, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 1069) entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' in relation to the publication or service of notice in condemnation proceedings" (Int. No. 866), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1372) entitled "An act to amend chapter 86 of the Laws of 1850, entitled 'An act to provide for the assessment and collection of taxes in the city of Albany,' in relation to the effect as evidence of deeds by the county treasurer in sales for unpaid taxes " (Int. No. 1058), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1332) entitled "An act for the better support of the poor in the city of Middletown " (Int. No. 1025), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading.

On motion of Mr. Bedell, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Merritt	Rogers
Adler	Coughtry	Hanford	Monroe	Ruehl
Ahern	Cowan	Haviland	Morgan	Sanders
Allen F E	Dale	Higgins	Neville	Scanlon
Allen J A	Daly	Hoadley	Newcomb	Seymour
Apgar	Davis G	Hooker	O'Brien	Sherer
Ash	Dickey	Keenan	O'Malley	Smith G H
Barrett	Dickinson	Knipp	Orr	Smith J E
Bedell	Doughty	Lally	Oxford	Smith J T
Blackwell	Duer	Langhorst	Palmer	Snyder
Bordwell	Duross	Leggett	Patton	Stevens
Bourke	Egan	Lewis	Pendry	Stiles
Bradley	Fancher	Litthauer	Phipps	Townsend

Brooks	Ferre	Manee	Plank	Treat
Burke	Fisher	Marson	Prince	Ulmann
Burns	Fitzgerald	McAdam	Rainey	Weber
Cadin	Fitzp'ck J	HMcInerney	Reeve	Weekes
Chambers	Fowler	McKeown	Remsen	Wilson
Conkling	Fuller	McMillan	Reynolds	Wolf
Cook	Grady	McQuade	Rider	Woody
Coon	Graeff	Meeks	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1212) entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for trout in the county of Erie" (Int. No. 962), was read the second time.

On motion of Mr. Cook, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 965) entitled "An act transferring jurisdiction over lands in the Thirteenth ward, borough of Brooklyn, in the city of New York, from the commissioners of the New York and Brooklyn bridge to the commissioners of parks of the city of New York" (Int. No. 795), was read the second time.

On motion of Mr. Langhorst, said bill was placed on the order of third reading.

On motion of Mr. Langhorst, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
{ NOES 00 }

Those who voted in the affirmative were

Adams	Daly	Hooker	Morgan	Ross
Adler	Day	Keenan	Neville	Salverds
Ahern	Davis G	Kelsey	Newcomb	Sanders
Allen F E	Dickey	Knipp	Nye	Schneider



Allen J A	Dooling	Lally	O'Brien	Seymour
Apgar	Doll	Landon	O'Malley	Sloane
Ash	Doughty	Langhorst	Orr	Smith G H
Baldwin	Duross	Leggett	Oxford	Smith J E
Barrett	Egan	Lewis	Palmer	Smith J T
Bennet	Fancher	Litthauer	Patchin	Stevens
Blackwell	Finch	Manee	Pendry	Stiles
Bourke	Fisher	Mansfield	Phipps	Townsend
Brill	Fitzp'ck J H	Marson	Plank	Treat
Brooks	Fitzp'ck W	PMcCullough	Platt	Ulmann
Burke	Fowler	McInerney	Prince	Wainwright
Burns	Gardiner	McKeown	Rainey	Weber
Cadin	Grady	McMillan	Reeve	Weekes
Candee	Griffith	McQuade	Remsen	Williams
Conkling	Hammond	Meeks	Reynolds	Wilson
Coon	Haviland	Merritt	Richter	Wolf
Cotton	Hewitt	Monroe	Rider	Woody
Coughtry	Hoadley	Moran	Robinson	Yale
Dale				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1134) entitled "An act to amend the Greater New York Charter, in relation to the salaries of the clerk and deputy clerk of the Courts of Special Sessions for the first division" (Int. No. 833), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1263) entitled "An act to repeal section 101 of the Canal Law, being chapter 338 of the Laws of 1894, relative to proceedings for non-payment of rent of surplus waters of Black Rock harbor" (Int. No. 995), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1328) entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement" (Int. No. 472), was read the second time.

On motion of Mr. Remsen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 579) entitled "An act to amend the Greater New York Charter, relative to the department of correction" (Int. No. 518), was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 671) entitled "An act to amend section 31 of chapter 327 of the Laws of 1900, being chapter 22 of the general laws, known as the General City Law, in respect to notice of hearing to be given by the mayor on bills" (Int. No. 593), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1081) entitled "An act to amend the Greater New York Charter, as amended by chapter 466 of the Laws of 1901, relative to levying taxes and the collection thereof" (Int. No. 876), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading.

On motion of Mr. Kelsey, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ruehl
Ahern	Cowan	Hewitt	Morgan	Salyerds
Adler	Daly	Hoadley	Neville	Schneider
Allen F E	Day	Hughes	Nye	Sherer
Allen J A	Davis G	Hughes	O'Brien	Sloane
Apgar	Davis M	Keenan	O'Malley	Smith C W

Baldwin	Dickey	Knipp	Outtersen	Smith G H
Barrett	Dooling	Lally	Oxford	Smith J T
Bedell	Doll	Landon	Patchin	Snyder
Blackwell	Doughty	Langhorst	Patton	Stevens
Bordwell	Duer	Leggett	Pendry	Sulzberger
Bradley	Duross	Lewis	Phipps	Townsend
Brill	Egan	Litthauer	Plank	Traub
Brooks	Ferre	Manee	Platt	Treat
Burke	Fisher	Mansfield	Prince	Ulmann
Burnett	Gardiner	McAdam	Rainey	Wainwright
Cadin	Fitzp'ck J	HMcCullough	Reeve	Weber
Candee	Fowler	McInerney	Remsen	Weekes
Chambers	Fuller	McMillan	Reynolds	Williams
Colby	Graeff	McNair	Richter	Wilson
Conkling	Griffith	McQuade	Robinson	Wolf
Cook	Griffith	Meeks	Rogers	Woody
Costello	Hammond	Monroe	Ross	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 958) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (Int. No. 560), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 814) entitled "An act to release and convey to the Corning Foundation for Christian Work in the Diocese of Albany, whatever, if any, title or interest the people of the State of New York have acquired in the property and estate of Sister Katheryn Brown, deceased" (Rec. No. 238), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading.

The Senate bill (No. 397) entitled "An act to authorize the city of New York to establish and maintain municipal club houses for boys, to provide for the payment therefor, and for the maintenance thereof" (Rec. No. 188), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 727) entitled "An act to amend the Executive Law, relative to the appointment and number of notaries public" (Rec. No. 218), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 691) entitled "An act to amend section 52 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the executive department" (Rec. No. 200), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The bill (No. 441) entitled "An act to amend the Code of Civil Procedure, in relation to the Supreme Court reporter" (Int. No. 119), having been announced for a second reading,

Mr. Fitzgerald moved that said bill be committed to the committee on ways and means, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 57 }  
{ NOES 42 }

Those who voted in the affirmative, were

Allds	Coughtry	Hanford	McQuade	Rogers
Allen F E	Darrison	Hughes	Merritt	Ross
Allston	Davis M	Kelsey	Monroe	Sanders
Apgar	Dickey	Knipp	Morgan	Schneider
Barrett	Dickinson	Landon	Newcomb	Seymour
Bedell	Dusinbery	Langhorst	O'Malley	Stevens
Burns	Fancher	Litthauer	Outterson	Stiles
Cadin	Finch	Mansfield	Patton	Wainwright
Candee	Fisher	Marson	Phillips	Weekes
Chambers	Fitzgerald	McInerney	Reeve	Williams
Coon	Gardiner	McKeown	Rider	Yale
Costello	Griffith			

Those who voted in the negative, were

Allen J A	Day	Lewis	Prince	Smith G H
Ash	Davis G	McAdam	Rainey	Snyder
Blackwell	Doll	McNair	Richter	Sulzberger



Bordwell	Doughty	Meeks	Robinson	Treat
Bradley	Duross	Moran	Salyerds	Ulmann
Burke	Ferre	Neville	Scanlon	Weber
Cowan	Fitzp'ck W	Pendry	Sherer	Wolf
Dale	Grady	Plank	Smith C W	Woody
Daly	Hooker			

The Senate bill (No. 431) entitled "An act for the relief of Pauline Gumprecht, of the city of New York, as administratrix of the goods, chattels and credits of Morris Gumprecht, late of the county of New York, deceased" (Rec. No. 137), was read the second time.

On motion of Mr. Weekes, said bill was placed on the order of third reading.

The Senate bill (No. 483) entitled "An act to amend chapter 330 of the Laws of 1883, entitled 'An act to supply the city of Schenectady with water,' in relation to the number and terms of water commissioners, and the raising of money for water purposes" (Rec. No. 167), was read the second time.

On motion of Mr. Mansfield said bill was placed on the order of third reading.

On motion of Mr. Mansfield, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Neville	Sanders
Adler	Cowan	Hanford	Newcomb	Schneider
Ahern	Dale	Hewitt	O'Brien	Seymour
Allds	Darrison	Higgins	O'Malley	Sloane
Allen F E	Day	Hooker	Outterson	Smith C W
Allston	Davis M	Kelsey	Oxford	Smith G H

Ash	Dickinson	Lally	Palmer	Smith J E
Baldwin	Doll	Langhorst	Patchin	Smith J T
Barrett	Doughty	Leggett	Patton	Snyder
Bordwell	Duer	Lewis	Phillips	Stiles
Bourke	Duross	Litthauer	Phipps	Sulzberger
Bradley	Dusinbery	Manee	Plank	Traub
Brill	Fancher	Mansfield	Platt	Ulmann
Burnett	Ferre	McAdam	Prince	Wainwright
Burns	Finch	McCullough	Reeve	Weber
Candee	Fisher	McKeown	Reilley	Weekes
Chambers	Fitzp'ck J H	McMillan	Remsen	Williams
Colby	Fitzp'ck W P	McNair	Richter	Wilson
Conkling	Fowler	McQuade	Robinson	Wolf
Cook	Gardiner	Merritt	Ruehl	Woody
Costello	Grady	Monroe	Salyerds	Yale
Cotton	Graeff	Moran		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 547) entitled "An act to amend the Forest, Fish and Game Law in relation to black and gray squirrels generally and game in Rensselaer county" (Rec. No. 144), was read the second time.

On motion of Mr. Coughtry said bill was placed on the order of third reading.

The bill (No. 1193) entitled "An act to amend chapter 617 of the Laws of 1896, entitled 'An act to provide for the construction of a bridge over the Bronx river at Westchester avenue in the city of New York,' relative to the method of payment of cost of such bridge" (Int. No. 728), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Merritt	Rogers
Adler	Cowan	Hanford	Monroe	Ross
Ahern	Dale	Haviland	Moran	Ruehl
Alds	Daly	Hewitt	Morgan	Salyerds
Allen F E	Darrison	Higgins	Neville	Sanders
Allen J A	Day	Hoadley	Newcomb	Scanlon
Allston	Davis G	Hooker	Nye	Schneider
Apgar	Davis M	Hughes	O'Brien	Seymour
Ash	Dickinson	Keenan	O'Malley	Sherer
Baldwin	Dooling	Kelsey	Orr	Sloane
Barrett	Doll	Knipp	Outterson	Smith C W
Bedell	Doughty	Lally	Oxford	Smith G H
Benmet	Duer	Landon	Patchin	Smith J E
Bordwell	Dusinbery	Langhorst	Patton	Smith J T
Bourke	Egan	Leggett	Pendry	Snyder
Bradley	Fancher	Lewis	Phillips	Stevens
Brill	Ferre	Litthauer	Phipps	Stiles
Brooks	Finch	Manee	Plank	Sulzberger
Burke	Fisher	Mansfield	Platt	Townsend
Burnett	Fitzgerald	Marson	Prince	Traub
Burns	Fitzp'ck J H	McAdam	Rainey	Treat
Candee	Fitzp'ck W P	McCullough	Reeve	Ulmann
Chambers	Fowler	McInerney	Reilley	Weber
Colby	Fuller	McKeown	Remsen	Weekes
Conkling	Gardiner	McMillan	Reynolds	Wilson
Cook	Grady	McNair	Richter	Wolf
Coon	Graeff	McQuade	Rider	Woody
Costello	Griffith	Meeks	Robinson	Yale
Cotton				

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1022) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon" (Int. No. 838), having been announced for a third reading,

Mr. Rogers moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Page 2, line 14, after the word "appropriated" add the following words: "The total amount of such expenses and disbursements so audited and paid shall not exceed the sum of three thousand dollars."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Rogers, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1199) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (Int. No. 469), having been announced for a third reading,

Mr. G. Davis moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 2, line 8, after the word "upon" insert the word "the."

Same page, line 9, after the word "real" insert the words "of any person."

Same page, line 13, strike out from and including the words "such judgment" down to and including the word "law" on line 21.

Same page, line 13, strike out the period.

Same page, same line, after the word "direct" insert a comma, and thereafter insert the following: "and such judgment shall thereafter be a lien upon the real property and chattels real which the judgment debtor then has or may thereafter acquire, but not for a longer period than ten years after the original docketing of such judgment."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Weekes, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1090) entitled "An act to amend the Forest, Fish



and Game Law, in relation to woodcock and grouse" (Int. No. 386), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Ruehl
Adler	Cowan	Hewitt	Morgan	Salyerds
Ahern	Dale	Higgins	Neville	Sanders
Allds	Daly	Hoadley	Newcomb	Scanlon
Allen F E	Darrison	Hooker	Nye	Schneider
Allen J A	Day	Hughes	O'Brien	Seymour
Allston	Davis G	Keenan	O'Malley	Sherer
Apgar	Davis M	Kelsey	Orr	Sloane
Ash	Dickey	Knipp	Outterson	Smith G H
Baldwin	Dickinson	Lally	Oxford	Smith J E
Barrett	Dooling	Landon	Palmer	Smith J T
Bennet	Doll	Langhorst	Patchin	Snyder
Blackwell	Duer	Leggett	Patton	Stevens
Bordwell	Duross	Lewis	Pendry	Stiles
Bourke	Egan	Litthauer	Phillips	Sulzberger
Brill	Ferre	Manee	Phipps	Townsend
Brooks	Finch	Mansfield	Plank	Traub
Burke	Fitzgerald	Marson	Platt	Treat
Burnett	Fitzp'ck J H	McAdam	Prince	Ulmann
Burns	Fitzp'ck W P	McCullough	Rainey	Wainwright
Cadin	Fowler	McInerney	Reeve	Weber
Candee	Fuller	McKeown	Remsen	Weekes
Chambers	Gardiner	McMillan	Reynolds	Williams
Colby	Grady	McNair	Richter	Wilson
Conkling	Graeff	McQuade	Rider	Wolf
Cook	Griffith	Meeks	Robinson	Woody
Coon	Hammond	Merritt	Rogers	Yale
Cotton	Hanford	Monroe	Ross	

In the negative,

Smith C W

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 863) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (Int. No. 442), having been announced for a third reading,

On motion of Mr. Burke, said bill was recommitted to the committee on banks, retaining its place on the order of third reading.

The bill (No. 1313) entitled "An act to amend chapter 261 of the Laws of 1885, entitled 'An act in relation to the management of the Albany penitentiary,' relative to the salary of the keeper of said penitentiary" (Int. No. 880), having been announced for a third reading,

Mr. McKeown moved that said bill be recommitted to the committee on State prisons, with instructions to report the same forthwith amended as follows:

Page 2, line 9, insert the following: "at the expiration of the term for which the present superintendent was appointed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
{ NOES 42 }

Those who voted in the affirmative, were

Adams	Costello	Hewitt	Newcomb	Ruehl
Adler	Cotton	Higgins	Nye	Salyerds
Ahern	Coughtry	Hoadley	O'Brien	Schneider
Allds	Cowan	Hooker	O'Malley	Seymour
Allen F E	Darrison	Hughes	Orr	Sherer
Allen J A	Davis G	Kelsey	Outtersen	Smith C W
Allston	Davis M	Knipp	Patchin	Smith G H

Apgar	Dickinson	Landon	Patton	Smith J T
Ash	Doughty	Langhorst	Payne	Snyder
Bedell	Dusinbery	Leggett	Pendry	Stevens
Bennet	Fancher	Lewis	Phillips	Stiles
Blackwell	Finch	Manee	Phipp	Townsend
Brill	Fisher	Mansfield	Plank	Traub
Brooks	Fowler	Marson	Platt	Treat
Burnett	Fuller	McMillan	Rainey	Wainwright
Cadin	Gardiner	McNair	Reeve	Weber
Candee	Graeff	McQuade	Remsen	Weekes
Chambers	Griffith	Merritt	Reynolds	Williams
Colby	Hammond	Monroe	Robinson	Wilson
Conkling	Hanford	Moran	Rogers	Woody
Cook	Haviland	Morgan	Ross	Yale
Coon				

Those who voted in the negative, were

Baldwin	Day	Fitzp'ck J H	McKeown	Rider
Barrett	Dickey	Fitzp'ck W P	Meeks	Sanders
Bordwell	Dooling	Keenan	Neville	Scanlon
Bourke	Doll	Lally	Oxford	Sloane
Bradley	Duer	Litthauer	Palmer	Smith J E
Burke	Duross	McAdam	Prince	Sulzberger
Burns	Egan	McCullough	Reilley	Ulmann
Dale	Ferre	McInerney	Richter	Wolf
Daly	Fitzgerald			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 657) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (Rec. No. 191), having been announced for a third reading,

On motion of Mr. Treat, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1222, Senate reprint No. 21) entitled "An act in relation to the County Court of Kings county and the appointment of a chief clerk and deputies and assistants therein" (Rec. No. 81), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Monroe	Ruehl
Adler	Cotton	Hammond	Moran	Salverds
Ahern	Coughtry	Haviland	Morgan	Sanders
Allds	Cowan	Hewitt	Neville	Scanlon
Allen F E	Dale	Higgins	Newcomb	Schneider
Allen J A	Daly	Hoadley	Nye	Seymour
Allston	Darrison	Hooker	O'Brien	Sherer
Apgar	Day	Hughes	O'Malley	Sloane
Ash	Davis G	Keenan	Orr	Smith C W
Baldwin	Davis M	Kelsey	Otterson	Smith G H
Barrett	Dickey	Lally	Palmer	Smith J E
Bedell	Dickinson	Langhorst	Patchin	Smith J T
Bennet	Dooling	Leggett	Patton	Snyder
Blackwell	Doughty	Lewis	Pendry	Stevens
Bordwell	Duer	Litthauer	Phillips	Stiles
Bourke	Duross	Manee	Phipps	Townsend
Bradley	Egan	Mansfield	Plank	Traub
Brill	Fancher	Marson	Platt	Treat
Brooks	Ferre	McAdam	Prince	Ulmann
Burke	Finch	McCullough	Reeve	Wainwright
Burnett	Fisher	McInerney	Reilley	Weber
Burns	Fitzgerald	McKeown	Reynolds	Weekes
Cadin	Fitzp'ck J H	McMillan	Richter	Williams
Candee	Fitzp'ck W P	McNair	Rider	Wilson
Colby	Fowler	McQuade	Robinson	Wolf
Conkling	Fuller	Meeks	Rogers	Woody
Cook	Gardiner	Merritt	Ross	Yale
Coon	Graeff			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1230, Senate reprint No. 512) entitled "An act to provide for the election and to prescribe the terms and compensation of the town trustees in the town of Southampton in the county of Suffolk, and legalizing payment of compensation to the present and former trustees" (Rec. No. 123), was



read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 141 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Ruehl
Adler	Cowan	Hewitt	Morgan	Salyerds
Ahern	Dale	Higgins	Neville	Sanders
Allds	Daly	Hoadley	Newcomb	Scanlon
Allen F E	Day	Hooker	Nye	Schneider
Allen J A	Davis G	Hughes	O'Brien	Seymour
Apgar	Davis M	Keenan	O'Malley	Sherer
Ash	Dickey	Kelsey	Orr	Sloane
Baldwin	Dickinson	Knipp	Outterson	Smith C W
Barrett	Dooling	Lally	Oxford	Smith G H
Bedell	Doll	Landon	Palmer	Smith J E
Bennet	Doughty	Langhorst	Patchin	Smith J T
Blackwell	Duer	Leggett	Patton	Snyder
Bordwell	Duross	Lewis	Pendry	Stevens
Bourke	Dusinbery	Litthauer	Phillips	Stiles
Bradley	Fancher	Manee	Phipps	Sulzberger
Brill	Ferre	Mansfield	Plank	Townsend
Brooks	Finch	Marson	Platt	Traub
Burke	Fisher	McAdam	Prince	Treat
Burnett	Fitzgerald	McCullough	Rainey	Ulmann
Burns	Fitzp'ck J H	McInerney	Reeve	Wainwright
Cadin	Fitzp'ck W P	McKeown	Reilley	Weber
Candee	Fowler	McMillan	Remsen	Weekes
Chambers	Fuller	McNair	Reynolds	Williams
Colby	Gardiner	McQuade	Richter	Wilson
Conkling	Graeff	Meeks	Rider	Wolf
Cook	Griffith	Merritt	Rogers	Woody
Costello	Hammond	Monroe	Ross	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1352) entitled "An act to incorporate the Buffalo Zoological Society, and to provide for the establishment of a zoological garden in the city of Buffalo" (Int. No. 317), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Monroe	Ross
Adler	Daly	Hewitt	Moran	Ruehl
Ahern	Darrison	Higgins	Neville	Salyerds
Allds	Davis G	Hoadley	Newcomb	Sanders
Allen F E	Davis M	Hooker	Nye	Scanlon
Allen J A	Dickey	Hughes	O'Brien	Schneider
Allston	Dickinson	Keenan	O'Malley	Seymour
Apgar	Dooling	Kelsey	Orr	Sherer
Ash	Doll	Knipp	Outtersen	Sloane
Baldwin	Doughty	Lally	Oxford	Smith C W
Barrett	Duross	Landon	Palmer	Smith G H
Bedell	Dusinbery	Langhorst	Patchin	Smith J E
Blackwell	Egan	Leggett	Pendry	Smith J T
Bordwell	Fancher	Lewis	Phillips	Snyder
Bourke	Ferre	Litthauer	Phipps	Stevens
Bradley	Finch	Manee	Plank	Stiles
Brill	Fisher	Mansfield	Platt	Sulzberger
Brooks	Fitzgerald	Marson	Prince	Treat
Burke	Fitzp'ck J H	McAdam	Rainey	Ulmann
Burnett	Fitzp'ck W P	McCullough	Reeve	Wainwright
Burns	Fowler	McInerney	Reilly	Weber
Cadin	Fuller	McKeown	Remsen	Weekes
Candee	Gardiner	McMillan	Reynolds	Williams
Conkling	Grady	McNair	Richter	Wilson
Coon	Graeff	McQuade	Rider	Wolf
Costello	Griffith	Meeks	Robinson	Woody
Cotton	Hammond	Merritt	Rogers	Yale
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1353) entitled "An act to amend chapter 209 of the Laws of 1893, entitled 'An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam and to acquire the necessary franchises for those purposes,' by authorizing said company to supply such light, heat and power to other towns" (Int. No. 891), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Meeks	Ross
Adler	Coughtry	Hammond	Monroe	Ruehl
Adler	Cowan	Hanford	Moran	Salyerds
Allds	Dale	Higgins	Neville	Sanders
Allen F E	Daly	Hooker	Nye	Schneider
Allen J A	Day	Keenan	O'Brien	Sherer
Apgar	Davis G	Kelsey	O'Malley	Smith C W
Baldwin	Davis M	Knipp	Orr	Smith G H
Barrett	Dickinson	Lally	Oxford	Smith J E
Bedell	Dooling	Landon	Palmer	Smith J T
Blackwell	Doughty	Leggett	Patton	Stevens
Bourke	Duer	Lewis	Pendry	Stiles
Brill	Duross	Litthauer	Phillips	Townsend
Brooks	Egan	Manee	Plank	Traub
Burke	Ferre	Mansfield	Platt	Ulmann
Burnett	Finch	Marson	Rainey	Wainwright
Burns	Fisher	McAdam	Reeve	Weber
Cadin	Fitzgerald	McCullough	Reilley	Williams
Candee	Fitzp'ck W P	McInerney	Remsen	Wilson
Colby	Fuller	McKeown	Richter	Wolf
Cook	Grady	McMillan	Rider	Woody
Coon	Graeff	McQuade	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1355) entitled "An act to amend the Forest, Fish and Game Law, relative to the taking of wild birds" (Int. No. 944), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Day	Hoadley	Monroe	Sanders
Adler	Davis M	Hooker	Moran	Scanlon
Ahern	Dickey	Hughes	Morgan	Schneider
Allds	Doll	Keenan	Newcomb	Seymour
Allen F E	Dooling	Kelsey	Nye	Sherer
Allen J A	Duer	Knipp	O'Malley	Sloane
Apgar	Duross	Lally	Orr	Smith C W
Ash	Egan	Landon	Oxford	Smith G H
Baldwin	Fancher	Langhorst	Palmer	Smith J E
Bennet	Ferre	Leggett	Patchin	Snyder
Blackwell	Fisher	Lewis	Phillips	Stevens
Bordwell	Fitzgerald	Litthauer	Phipps	Stiles
Bradley	Fitzp'ck J H	Manee	Rainey	Sulzberger
Brooks	Fitzp'ck W P	Mansfield	Reilley	Townsend
Burns	Fowler	Marson	Remsen	Traub
Candee	Fuller	McAdam	Reynolds	Treat
Chambers	Grady	McCullough	Richter	Wainwright
Conkling	Graeff	McInerney	Robinson	Weber
Cook	Hammond	McMillan	Rogers	Williams
Costello	Hanford	McNair	Ross	Wilson
Coughtry	Haviland	McQuade	Ruehl	Woody
Dale	Hewitt	Meeks	Salyerds	Yale
Daly	Higgins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



The bill (No. 1354) entitled "An act to amend the Forest, Fish and Game Law, in relation to nets in Lakes Ontario and Erie" (Int. No. 942), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hughes	O'Malley	Scanlon
Adler	Day	Kelsey	Outterson	Seymour
Allds	Davis M	Knipp	Oxford	Sherer
Allen F E	Dickinson	Landon	Palmer	Sloane
Allen J A	Dooling	Langhorst	Patchin	Smith C W
Apgar	Doll	Leggett	Patton	Smith G H
Ash	Doughty	Lewis	Pendry	Smith J E
Barrett	Duer	Litthauer	Phillips	Smith J T
Bennet	Duross	Mansfield	Phipps	Snyder
Bordwell	Egan	Marson	Platt	Stiles
Bradley	Fancher	McCullough	Prince	Sulzberger
Brill	Finch	McInerney	Rainey	Townsend
Burke	Fitzgerald	McKeown	Reilley	Treat
Burns	Fitzp'ck J H	McNair	Remsen	Ulmann
Cadin	Fowler	McQuade	Reynolds	Wainwright
Candee	Fuller	Merritt	Rider	Weekes
Colby	Graeff	Monroe	Robinson	Williams
Cook	Hammond	Moran	Rogers	Wilson
Coon	Haviland	Neville	Ross	Wolf
Cotton	Higgins	Nye	Ruehl	Woody
Coughtry	Hooker	O'Brien	Sanders	Yale
Dale				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 676) entitled "An act to amend the Insurance Law, relating to corporations agreeing to furnish burial in case of death, and medical attendance in case of sickness" (Int. No. 598), was read the third time, having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Fowler	Manee	Rider
Adler	Coughtry	Fuller	Mansfield	Rogers
Ahern	Cowan	Gardiner	McAdam	Ruehl
Allds	Dale	Grady	McCullough	Salyerds
Allen J A	Daly	Graeff	McKeown	Sanders
Allston	Darrison	Griffith	McNair	Schneider
Apgar	Day	Hammond	McQuade	Sherer
Ash	Davis G	Hanford	Merritt	Smith C W
Baldwin	Davis M	Haviland	Moran	Smith G H
Bedell	Dickey	Hewitt	Morgan	Smith J E
Bennet	Dickinson	Higgins	Newcomb	Snyder
Bordwell	Dooling	Hoadley	O'Malley	Stevens
Bourke	Doll	Hooker	Orr	Stiles
Bradley	Doughty	Hughes	Palmer	Townsend
Brill	Duer	Keenan	Patchin	Traub
Brooks	Duross	Kelsey	Pendry	Ulmann
Burke	Dusinbery	Knipp	Phillips	Wainwright
Burns	Egan	Lally	Plank	Weekes
Cadin	Fancher	Landon	Platt	Williams
Candee	Ferre	Langhorst	Rainey	Wilson
Colby	Finch	Leggett	Reeve	Wolf
Conkling	Fisher	Lewis	Remsen	Woody
Cook	Fitzp'ek	J H Litthauer	Reynolds	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 406) entitled "An act to amend chapter 865 of the Laws of 1895, entitled 'An act to provide for the establishing and maintaining of a law library for the Court of General Sessions of the Peace of the city and county of New York'" (Rec. No. 68), was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 126 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fitzp'ck W	PMcCullough	Reynolds
Adler	Coon	Fowler	McInerney	Rider
Ahern	Costello	Fuller	McKeown	Rcbinson
Allds	Cotton	Gardiner	McMillan	Rogers
Allen F E	Coughtry	Grady	McNair	Ruehl
Allen J A	Cowan	Gracff	McQuade	Salyerds
Allston	Daly	Griffith	Merritt	Sanders
Apgar.	Darrison	Hammond	Monroe	Schneider
Ash	Day	Hanford	Moran	Seymour
Baldwin	Davis G	Haviland	Morgan	Sherer
Barrett	Davis M	Hewitt	Newcomb	Smith C W
Bedell	Dickey	Higgins	Nye	Smith G H
Bennet	Dickinson	Hoadley	O'Brien	Smith J T
Blackwell	Dooling	Hooker	O'Malley	Stevens
Bordwell	Doughty	Hughes	Outterson	Stiles
Bourke	Duer	Keenan	Oxford	Sulzberger
Bradley	Duross	Kelsey	Palmer	Townsend
Brill	Dusinbery	Knipp	Patton	Traub
Brooks	Egan	Landon	Phillips	Ulmann
Burke	Fancher	Leggett	Plank	Wainwright
Burnett	Ferre	Lewis	Prince	Weekes
Cadin	Finch	Litthauer	Rainey	Williams
Candee	Fisher	Manee	Reeve	Wolf
Chambers	Fitzgerald	Mansfield	Reilley	Woody
Colby	Fitzp'ck J H	McAdam	Remsen	Yale
Conkling				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 663) entitled "An act to legalize certain acts of the corporation known as the United Presbyterian Synod of New York" (Rec. No. 183), was read the third time, having

been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fowler	McCullough	Rogers
Adler	Costello	Fuller	McKeown	Ross
Ahern	Cotton	Gardiner	McNair	Ruehl
Allds	Coughtry	Grady	Meeks	Salyerds
Allen F E	Cowan	Graeff	Merritt	Scanlon
Allston	Dale	Griffith	Moran	Schneider
Apgar	Daly	Hanford	Neville	Seymour
Ash	Darrison	Haviland	Newcomb	Sloane
Baldwin	Day	Hewitt	Nye	Smith C W
Barrett	Davis G	Higgins	O'Malley	Smith G H
Bedell	Davis M	Hoadley	Outterson	Smith J T
Bennet	Dickey	Hooker	Palmer	Snyder
Blackwell	Dickinson	Hughes	Patchin	Stiles
Bordwell	Dooling	Keenan	Patton	Sulzberger
Bourke	Doughty	Kelsey	Phillips	Traub
Brill	Duer	Knipp	Plank	Treat
Brooks	Dusinbery	Lally	Platt	Ulmann
Burke	Egan	Landon	Rainey	Weber
Burns	Fancher	Langhorst	Reilley	Weekes
Cadin	Ferre	Leggett	Remsen	Williams
Candee	Fisher	Lewis	Reynolds	Wilson
Chambers	Fitzgerald	Litthauer	Richter	Woody
Colby	Fitzp'ck J H	Manee	Rider	Yale
Cook	Fitzp'ck W P	Marson	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Weekes in the chair.

The Senate bill (No. 356) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for wild fowl" (Rec. No. 77), having been announced for a third reading,



On motion of Mr. Ruehl, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 212) entitled "An act to amend sections 150 and 582 of the Code of Civil Procedure so as to enable all persons arrested or attached and held to bail on civil process, to deposit money in lieu of bail" (Rec. No. 136), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Gardiner	McMillan	Rogers
Adler	Coughtry	Grady	McNair	Ross
Ahern	Cowan	Graeff	McQuade	Salyerds
Allds	Dale	Griffith	Merritt	Sanders
Allen F E	Darrison	Hammond	Moran	Scanlon
Allston	Day	Hanford	Morgan	Schneider
Apgar	Davis G	Haviland	Newcomb	Sherer
Ash	Davis M	Hewitt	Nye	Sloane
Baldwin	Dickey	Hooker	O'Brien	Smith C W
Barrett	Dickinson	Hoadley	Orr	Smith G H
Bedell	Doll	Hughes	Oxford	Smith J T
Bennet	Doughty	Kelsey	Patchin	Snyder
Bordwell	Duer	Lally	Patton	Stevens
Bourke	Duross	Landon	Pendry	Sulzberger
Bradley	Dusinbery	Langhorst	Phillips	Townsend
Brooks	Egan	Leggett	Plank	Traub
Burke	Fancher	Lewis	Platt	Ulmann
Barrett	Ferre	Litthauer	Rainey	Wainwright
Burns	Fisher	Manee	Reeve	Weber
Candee	Fitzgerald	Mansfield	Remsen	Weekes
Chambers	Fitzp'ck J H	McAdam	Reynolds	Wilson
Conkling	Fitzp'ck W P	McCullough	Richter	Wolf
Cook	Fuller	McInerney	Rider	Woody
Coon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 141) entitled "An act to amend chapter 285 of the Laws of 1884, entitled 'An act to provide for the transfer of securities and property by bankrupt corporations, to the receivers of such corporations, and for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such superintendent by such companies for the security of policyholders'" (Rec. No. 59), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fowler	McInerney	Rider
Adler	Costello	Fuller	McMillan	Rogers
Ahern	Cotton	Grady	McNair	Ross
Allds	Coughtry	Graeff	McQuade	Ruehl
Allen F E	Cowan	Hammond	Meeks	Salyerds
Allen J A	Dale	Hanford	Monroe	Sanders
Allston	Daly	Haviland	Moran	Scanlon
Apgar	Darrison	Hewitt	Morgan	Schneider
Ash	Day	Higgins	Newcomb	Seymour
Baldwin	Davis G	Hoadley	Nye	Sloane
Barrett	Dickey	Hooker	O'Brien	Smith C W
Bedell	Dickinson	Hughes	O'Malley	Smith G H
Bennet	Dooling	Keenan	Oxford	Smith J T
Blackwell	Doll	Kelsey	Palmer	Snyder
Bordwell	Doughty	Knipp	Patchin	Stevens
Bourke	Duer	Lally	Patton	Sulzberger
Bradley	Duross	Landon	Pendry	Townsend
Brill	Dusinbery	Langhorst	Phipps	Traub

Burke	Egan	Leggett	Plank	Treat
Burnett	Fancher	Lewis	Prince	Wainwright
Burns	Ferre	Litthauer	Rainey	Weber
Cadin	Finch	Mansfield	Reilley	Williams
Candee	Fisher	Marson	Remsen	Wilson
Chambers	Fitzgerald	McAdam	Reynolds	Woody
Colby	Fitzp'ck J	McCullough	Richter	Yale
Cook	Fitzp'ck W	P		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 208) entitled "Concurrent resolution of the Senate and Assembly, proposing an amendment to article 7 of the Constitution, in relation to the payment of debts of the State" (Rec. No. 120), having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 454) entitled "An act to amend the Membership Corporations Law, relating to corporations for the prevention of cruelty" (Rec. No. 156), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fowler	McCullough	Rider
Adler	Costello	Fuller	McIerney	Rogers
Ahern	Coughtry	Gardiner	McKeown	Ross
Allds	Cowan	Grady	McNair	Salyerds
Allen F E	Dale	Graeff	Meeks	Sanders
Allen J A	Daly	Griffith	Merritt	Scanlon
Allston	Darrison	Hammond	Moran	Schneider

Apgar	Day	Hanford	Morgan	Seymour
Ash	Davis G	Haviland	Neville	Sherer
Baldwin	Davis M	Hewitt	Newcomb	Smith C W
Barrett	Dickey	Higgins	Nye	Smith G H
Bedell	Dickinson	Hoadley	O'Malley	Smith J E
Benmet	Dooling	Hooker	Orr	Smith J T
Blackwell	Doll	Hughes	Outterson	Snyder
Bordwell	Doughty	Keenan	Palmer	Stevens
Bourke	Duer	Kelsey	Patchin	Stiles
Bradley	Duross	Knipp	Patton	Sulzberger
Brill	Dusinbery	Lally	Phillips	Traub
Brooks	Egan	Landon	Phipps	Treat
Burke	Fancher	Langhorst	Platt	Ulmann
Burnett	Ferre	Leggett	Prince	Weber
Cadin	Finch	Lewis	Rainey	Weekes
Candee	Fisher	Litthauer	Reeve	Wilson
Chambers	Fitzgerald	Manee	Reilley	Wolf
Colby	Fitzp'ek J H	Mansfield	Remsen	Woody
Conkling	Fitzp'ek W P	Marson	Richter	Yale
Cook				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 240) entitled "An act to amend the Penal Code, in relation to advertisements to procure divorces" (Rec. No. 89), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Salyerds
Adler	Cotton	Griffith	Moran	Sanders
Ahern	Coughtry	Hammond	Morgan	Scanlon
Allen F E	Cowan	Hanford	Neville	Schneider



Allen J A	Dale	Hewitt	Newcomb	Seymour
Allston	Daly	Higgins	O'Brien	Sherer
Apgar	Day	Hoadley	O'Malley	Sloane
Ash	Davis G	Hooker	Orr	Smith C W
Baldwin	Davis M	Hughes	Oxford	Smith G H
Barrett	Dickey	Keenan	Palmer	Smith J E
Bedell	Dooling	Kelsey	Patton	Smith J T
Bennet	Doll	Knipp	Phillips	Snyder
Blackwell	Doughty	Lally	Phipps	Stevens
Bordwell	Duross	Landon	Plank	Sulzberger
Bradley	Dusinbery	Langhorst	Prince	Townsend
Brill	Egan	Leggett	Rainey	Traub
Burke	Fancher	Lewis	Reeve	Treat
Burnett	Ferre	Litthauer	Reiley	Weber
Burns	Finch	Mansfield	Reynolds	Weekes
Cadin	Fisher	Marson	Richter	Williams
Candee	Fitzgerald	McAdam	Rider	Wilson
Chambers	Fitzp'ck J H	McInerney	Robinson	Wolf
Colby	Fitzp'ck W P	McKeown	Rogers	Woody
Conkling	Fowler	McMillan	Ross	Yale
Cook	Gardiner	McNair		

In the negative,

Ulmann

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 432) entitled "An act to release the right, title and interest of the people of the State of New York, in and to certain real property of which John Fleetwood Marsh, late of the town of Eastchester, in the State of New York, died seized, to the Eastchester Development Company" (Rec. No. 99), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 117 }  
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Conkling	Gardiner	McNair	Robinson
Adler	Cook	Grady	Meeks	Rogers
Allds	Costello	Graeff	Merritt	Ross
Allen F E	Cotton	Griffith	Monroe	Ruehl
Allen J A	Cowan	Hanford	Morgan	Sanders
Allston	Dale	Haviland	Neville	Scanlon
Apgar	Daly	Hewitt	Newcomb	Sherer
Ash	Darrison	Hoadley	Nye	Sloane
Baldwin	Day	Hooker	O'Malley	Smith C W
Barrett	Davis M	Keenan	Orr	Smith G H
Bedell	Dickey	Kelsey	Outterson	Smith J E
Bennet	Dickinson	Knipp	Patchin	Smith J T
Blackwell	Dooling	Lally	Patton	Snyder
Bourke	Doughty	Landon	Phillips	Stiles
Bradley	Duer	Langhorst	Phipps	Townsend
Brill	Duross	Leggett	Platt	Traub
Brooks	Egan	Lewis	Prince	Treat
Burke	Fancher	Litthauer	Rainey	Wainwright
Burnett	Ferre	Manee	Reeve	Weber
Burns	Finch	Marson	Reilley	Williams
Cadin	Fitzgerald	McAdam	Remsen	Wilson
Candee	Fitzp'ck J H	McInerney	Reynolds	Wolf
Chambers	Fitzp'ck W P	McMillan	Richter	Woody
Colby	Fowler			

In the negative,

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 107) entitled "An act to reappropriate the sum of \$1,500, appropriated by chapter 419 of the Laws of 1900, for repairs and betterments of the Oriskany monument" (Rec. No. 130), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fitzgerald	Marson	Reynolds
Adler	Coon	Fitzp'ck J H	McAdam	Richter
Ahern	Costello	Fitzp'ck W P	McCullough	Robinson
Alds	Cotton	Fowler	McInerney	Rogers
Allen F E	Coughtry	Fuller	McKeown	Ruehl
Allen J A	Cowan	Gardiner	McMillan	Salyerds
Allston	Dale	Grady	McQuade	Scanlon
Apgar	Daly	Graeff	Meeks	Schneider
Ash	Darrison	Griffith	Monroe	Sherer
Baldwin	Day	Hammond	Moran	Sloane
Barrett	Davis G	Hanford	Neville	Smith G H
Bedell	Davis M	Haviland	Newcomb	Smith J E
Bennet	Dickey	Hewitt	O'Brien	Snyder
Bordwell	Dickinson	Higgins	O'Malley	Stevens
Bourke	Dooling	Hoadley	Outterson	Sulzberger
Bradley	Doll	Hughes	Oxford	Townsend
Brill	Doughty	Keenan	Patchin	Treat
Brooks	Duer	Kelsey	Patton	Ulmann
Burke	Duross	Knipp	Pendry	Weber
Burnett	Dusinbery	Landon	Phipps	Weekes
Cadin	Egan	Langhorst	Plank	Wilson
Candee	Fancher	Leggett	Prince	Wolf
Chambers	Ferre	Lewis	Rainey	Woody
Colby	Finch	Litthauer	Reilley	Yale
Conkling	Fisher	Manee	Remsen	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Assembly bill (No. 614) entitled "An act to amend the Forest, Fish and Game Law, by adding a section to be known as section 141" (Rec. No. 175), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fitzp'ck J H	Manee	Robinson
Adler	Coon	Fitzp'ck W P	Marson	Rogers
Ahern	Costello	Fowler	McCullough	Ruehl
Allds	Coughtry	Fuller	McInerney	Salyerds
Allen F E	Cowan	Gardiner	McMillan	Scanlon
Allen J A	Dale	Grady	McNair	Schneider
Allston	Daly	Graeff	McQuade	Seymour
Apgar	Darrison	Griffith	Meeks	Sherer
Ash	Day	Hammond	Monroe	Smith C W
Baldwin	Davis G	Hanford	Moran	Smith G H
Barrett	Davis M	Haviland	Neville	Smith J E
Bedell	Dickey	Hewitt	Newcomb	Smith J T
Bennet	Dickinson	Higgins	O'Malley	Snyder
Blackwell	Dooling	Hoadley	Orr	Stevens
Bordwell	Doll	Hooker	Palmer	Stiles
Bourke	Doughty	Hughes	Patton	Sulzberger
Brill	Duer	Keenan	Phillips	Treat
Brooks	Duross	Kelsey	Phipps	Ulmann
Burke	Dusinbery	Knipp	Platt	Weber
Burns	Egan	Lally	Rainey	Weekes
Cadin	Fancher	Landon	Reeve	Williams
Candee	Ferre	Langhorst	Reilley	Wilson
Chambers	Finch	Leggett	Remsen	Wolf
Colby	Fisher	Lewis	Reynolds	Woody
Conkling	Fitzgerald	Litthauer	Rider	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That the Legislature adjourn without date, on Friday, March 21, 1902, at 12 o'clock noon.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.



Mr. Sloane offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on printed and engrossed bills, be discharged from the further consideration of the bill (No. 1416) entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled "An act to organize and establish a police department for the city of Yonkers," and the acts amendatory thereof,' as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers, and the appointment of an additional sergeant." (Int. No. 841.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a third reading,

Mr. Sloane moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 10, strike out the word "five" and insert in lieu thereof the word "four."

Same page, same line, strike out the word "four" and insert in lieu thereof the word "five."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the Senate bill (No. 153, Assembly reprint No. 153) entitled "An act to authorize the city of Utica to purchase lands for a public park in the second ward of said city, and to issue its bonds to provide for payment thereof" (Rec. No. 51), with a message that said bill was duly passed by the Senate and Assembly, and was transmitted to the mayor of the city of Utica for a public hearing in said city, as provided by law, and was returned by said mayor with a message that said bill, after a public hearing thereon, had not been accepted by the city nor by the mayor. Said bill was thereafter and on this day again duly passed, a majority of all the

Senators elected voting in favor thereof, and three-fifths being present, the President stating the question to be: "Shall this bill pass notwithstanding the objection of the mayor and the legislative body of the city of Utica thereto?"

Mr. Speaker stated the question to be "Shall this bill pass notwithstanding the objections of the mayor and the common council, the legislative body of the city of Utica, thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 132 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Hewitt	Monroe	Ross
Adler	Cotton	Higgins	Moran	Ruehl
Ahern	Coughtry	Hoadley	Morgan	Salyerds
Allds	Cowan	Hooker	Neville	Sanders
Allen F E	Daly	Hughes	Newcomb	Scanlon
Allen J A	Day	Keenan	O'Brien	Schneider
Allston	Davis M	Kelsey	O'Malley	Seymour
Apgar	Dickey	Knipp	Orr	Sherer
Baldwin	Dooling	Lally	Outterson	Sloane
Barrett	Doll	Landon	Oxford	Smith C W
Bedell	Doughty	Langhorst	Patton	Smith G H
Bennet	Duer	Leggett	Pendry	Smith J E
Blackwell	Duross	Lewis	Phillips	Smith J T
Bordwell	Egan	Lithauer	Phipps	Stevens
Bourke	Fancher	Manee	Plank	Stiles
Bradley	Ferre	Mansfield	Platt	Sulzberger
Brill	Finch	Marson	Prince	Traub
Burke	Fitzgerald	McAdam	Rainey	Treat
Burnett	Fitzp'ck W	McCullough	Reeve	Wainwright
Burns	Fowler	McInerney	Reiley	Weber
Cadin	Gardiner	McKeown	Remsen	Weekes
Candee	Grady	McMillan	Reynolds	Williams
Chambers	Graeff	McNair	Richter	Wilson
Colby	Griffith	McQuade	Rider	Wolf

Conkling	Hammond	Meeks	Robinson	Woody
Cook	Hanford	Merritt	Rogers	Yale
Coon	Haviland			

In the negative,

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 884; Senate reprint No. 759) entitled "An act to amend the Tax Law, relative to the sale of lands for unpaid taxes" (Int. No. 368), with a message that they have concurred in the passage of the same, with the following amendment:

Page 1, lines 7 and 8, strike out the words "when real property is claimed as part of the forest preserve it must be assessed to the state."

Mr. Fancher moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Ross
Adler	Coughtry	Hammond	Monroe	Ruehl
Ahern	Cowan	Hanford	Moran	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith O W
Barrett	Dickinson	Kelsey	Oxford	Smith G H

Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Mance	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the following entitled bills:

"An act to amend the County Law, relating to fire districts." (No. 804, Senate reprint No. 726, Int. No. 509.)

"An act to amend the Forest, Fish and Game Law, in relation to the close season of woodcock in the county of Greene." (No. 312, Senate reprint No. 758, Int. No. 286.)

"An act to authorize the clerk of the county of Richmond to procure the map of colonial grants of land within said county, prepared by George M. Root, surveyor." (No. 376, Senate reprint No. 790, Int. No. 359.)

"An act to amend the Highway Law, exempting Franklin and Oswego counties from the provisions relating to the rebate of highway taxes for the use of wagons with wide tires." (No. 374, Senate reprint No. 789, Int. No. 357.)

"An act to amend chapter 83 of the Laws of 1901, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to railroad crossings and



the use of such public highways after construction." (No. 767, Senate reprint No. 791, Int. No. 146.)

Ordered, That the Clerk deliver said bills to the Governor.

A communication was received from the Hon. S. L. Smith, mayor of the city of Binghamton, returning the bill (No. 461) entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,' relative to funds to be raised for certain purposes" (Int. No. 419), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from the Hon. S. L. Smith, mayor of the city of Binghamton, returning the bill (No. 460) entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,' and the several acts amendatory thereof, relative to salaries of aldermen" (Int. No. 418), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 205) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the several acts amendatory thereof and supplementary thereto, with reference to the police force" (Rec. No. 205), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same. •

Mr. Ahern offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the mayor of the city of Troy, requesting the return to the Assembly, of Assembly bill (No. 883), entitled "An act to lay out, establish and regulate a public driveway in the city of Troy" (Int. No. 750), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution, recalling from the mayor of the city of Troy, for the purpose of amendment, Assembly bill (No. 883) entitled "An act to lay out, establish and regulate a public driveway in the city of Troy" (Int. No. 750), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the mayor of Troy.

On motion of Mr. Allds, the House adjourned.

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## TUESDAY, MARCH 11, 1902.

The House met pursuant to adjournment.

Prayer by Rev. A. L. Love.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Privileges of the floor were granted to the Hon. Jacob A. Cantor.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 443 of the Laws of 1901, entitled 'An act to amend chapter 337 of the Laws of 1893, relative to appointment of trust companies as guardian, trustee or administrator'" (No. 501, Rec. No. 252), which was read the first time and referred to the committee on the judiciary.

"An act for the survey of a proposed navigable canal between Hempstead bay and Jamaica bay" (No. 838, Rec. No. 253), which was read the first time and referred to the committee on commerce and navigation.

"An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (No. 816, Rec. No. 254), which was read the first time.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

"An act to amend the County Law, in relation to the salary of the county judge of Suffolk county" (No. 734, Rec. No. 255), which was read the first time and referred to the committee on internal affairs.

"An act to provide for the holding of county courts in and for the county of Steuben in the city of Hornellsville, N. Y." (No. 585, Rec. No. 256), which was read the first time and referred to the committee on the judiciary.

"An act for the promotion of agriculture, and making an appropriation therefor" (No. 722, Rec. No. 257), which was read the first time.

On motion of Mr. Hammond, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on ways and means.

Mr. J. H. Fitzpatrick introduced a bill entitled "An act to amend the Greater New York Charter, relative to the establishment of a department of public printing for the city of New York" (Int. No. 1156), which was read the first time and referred to the committee on affairs of cities.

Mr. Newcomb introduced a bill entitled "An act to amend the Greater New York Charter, relative to department of water supply" (Int. No. 1157), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York Charter, in relation to the absence of the police force without

leave" (Int. No. 1158), which was read the first time and referred to the committee on affairs of cities.

Mr. Reeve introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to taking of shellfish on beds of natural growth" (Int. No. 1159), which was read the first time and referred to the committee on fisheries and game.

Mr. C. W. Smith introduced a bill entitled "An act to amend sections 89 and 131 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville'" (Int. No. 1160), which was read the first time and referred to the committee on affairs of cities.

Mr. Leggett introduced a bill entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to powers of and contracts by the board of public works" (Int. No. 1161), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 2513 of the Code of Civil Procedure, relative to stenographer for surrogates' courts in counties other than New York and Kings" (Int. No. 1162), which was read the first time and referred to the committee on codes.

Mr. Platt introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Lake Wanita" (Int. No. 1163), which was read the first time and referred to the committee on fisheries and game.

Mr. Egan introduced a bill entitled "An act to enable the commissioner of the police department of the city of New York to rehear and determine the charges against Owen Sullivan, a policeman of the first grade, for reinstatement in said department" (Int. No. 1164), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Daly introduced a bill entitled "An act to amend the Code of Civil Procedure, relative to the time for revocation of probate of wills, accounting of executors and payment of legacies"



(Int. No. 1165), which was read the first time and referred to the committee on codes.

Mr. Seymour introduced a bill entitled "An act to amend the Greater New York Charter, relating to the fire marshals" (Int. No. 1166), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize and empower the city of New York to condemn and acquire the real estate, reservoirs, wells, streams, pumps, pumping station, pipes, machinery, franchises and all other property of the New York and Westchester Water Company, and to provide for the raising of moneys to pay for the same" (Int. No. 1167), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York Charter, relating to the fire marshals" (Int. No. 1168), which was read the first time and referred to the committee on affairs of cities.

Mr. Wainwright introduced a bill entitled "An act to amend chapter 743 of the Laws of 1894, entitled 'An act to facilitate travel upon elevated railroads in the city of New York,' so as to extend its provisions to railways using the tracks and bridge of said elevated railroads" (Int. No. 1169), which was read the first time and referred to the committee on railroads.

Mr. J. T. Smith introduced a bill entitled "An act to change the corporate name of the American Deposit and Loan Company to the Equitable Trust Company of New York" (Int. No. 1170), which was read the first time and referred to the committee on banks.

Mr. Apgar introduced a bill entitled "An act making appropriations for the New York State Reformatory for Women at Bedford" (Int. No. 1171), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend and revise chapter 343 of the Laws of 1883, entitled 'An act to incorporate the fire department of the village of Sing Sing (now the village of Ossining)

as amended by chapter 13 of the Laws of 1884, is hereby further amended so as to read as follows " (Int. No. 1172), which was read the first time and referred to the committee on affairs of villages.

Mr. Seymour introduced a bill entitled "An act to amend the Labor Law, relative to the employment of labor on public works" (Int. No. 1173), which was read the first time and referred to the committee on labor and industries.

Also, a bill entitled "An act to amend the Greater New York Charter, relative to department of water supply, gas and electricity" (Int. No. 1174), which was read the first time and referred to the committee on affairs of cities.

Mr. Apgar introduced a bill entitled "An act to amend the Liquor Tax Law, in relation to the payment of the tax by a person who is not interested in the traffic under the certificate" (Int. No. 1175), which was read the first time and referred to the committee on excise.

By unanimous consent,

Mr. Phipps introduced a bill entitled "An act to amend chapter 39 of the Laws of 1874, entitled 'An act to reorganize the village of Medina,' in relation to the police department" (Int. No. 1176), which was read the first time.

On motion of Mr. Phipps, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Ahern introduced a bill entitled "An act to amend chapter 259 of the Laws of 1900, entitled 'An act to change the name of the Justices' Court of the city of Troy to the City Court of Troy, to prescribe the manner of the appointment of the clerk thereof, and of marshals and attendants upon said court, to increase the jurisdiction thereof, to abolish the office of constable in the city of Troy, and to regulate the practice in said court'" (Int. No. 1177), which was read the first time.

On motion of Mr. Ahern, and by unanimous consent, said bill was read the second time, and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. McMillan introduced a bill entitled "An act in relation to certain grade crossings in the city of Schenectady" (Int. No. 1178), which was read the first time.

On motion of Mr. McMillan, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on railroads.

By unanimous consent,

Mr. Coughtry introduced a bill entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways' and the several acts amendatory thereof, regulating the construction of street surface railroads upon highways improved pursuant to the provisions of said law" (Int. No. 1179), which was read the first time and referred to the committee on railroads.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Scanlon, Int. No. 534, entitled "An act for the relief of John Chiesa, extending his time to file a notice of intention to sue for personal injuries" (No. 595), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 901, entitled "An act to amend the Railroad Law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith, in cities" (No. 1423), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

On motion of Mr. Bedell, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on revision.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Apgar, Int. No. 1105, entitled

"An act in relation to the motive power to be used upon the New York and Harlem Railroad in Park avenue, in the city of New York, and the terminals connected therewith" (No. 1417), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Prince, Int. No. 233, entitled "An act to amend the Labor Law, relating to the employment of special deputy factory inspectors" (No. 233), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and recommitted to said committee for further hearing.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to repeal section 101 of the Canal Law, being chapter 338 of the Laws of 1894, relative to proceedings for non-payment of rent of surplus waters of Black Rock harbor." (No. 1263, Int. No. 995.)

"An act to amend the Forest, Fish and Game Law, relative to fines and penalties for violation of article 3 of the Forest, Fish and Game Law." (No. 1001, Int. No. 826.)

"An act to amend the Code of Civil Procedure, in relation to actions against next of kin, legatees, etc." (No. 1117, Int. No. 894.)

"An act to amend the Forest, Fish and Game Law, relating to the close season for trout in the county of Erie." (No. 1212, Int. No. 962.)

"An act to amend chapter 86 of the Laws of 1850, entitled 'An act to provide for the assessment and collection of taxes in the city of Albany,' in relation to the effect as evidence of deeds by the county treasurer in sales for unpaid taxes." (No. 1372, Int. No. 1058.)



"An act to amend the Greater New York Charter, relative to the department of docks and ferries." (No. 958, Int. No. 560.)

"An act to amend the Greater New York Charter, relative to the department of correction." (No. 579, Int. No. 518.)

"An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Renssen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement." (No. 1328, Int. No. 472.)

"An act in relation to the Municipal Court of the city of New York, its officers and marshals." (No. 1457, Int. No. 339.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1499) entitled "An act to amend chapter 49 of the general laws, known as the Lien Law, relating to conditional sales" (Int. No. 85), reported the same with the following recommendations:

Page 1, line 3, after the word "ninety-seven" insert the words "entitled 'An act in relation to liens, constituting chapter forty-nine of the general laws,'" and strike out the words "known as the lien law."

Page 2, line 22, strike out the word "within" and insert the word "in" in lieu thereof.

Page 3, line 24, insert a comma after the word "abuts."

Page 4, line 2, insert a comma after the word "identification."

Same page, line 10, after the word "ninety-seven" insert the words "as amended by chapter three fifty-four of the laws of eighteen ninety-eight."

Same page, line 13, after the word "goods" insert the words "law books, law blanks and law office supplies."

Same page and line, after the word "organs" insert the word "safes."

Amend the title to read as follows:

"An act to amend the lien law, relating to conditional sales."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 671) entitled "An act to amend section 31 of chapter 327 of the Laws of 1900, being chapter 22 of the general laws, known as the General City Law, in respect to notice of hearing to be given by the mayor on bills" (Int. No. 593), reported the same with the following recommendations:

Page 1, line 2, after the word "hundred" insert the words "entitled 'An act in relation to cities, constituting chapter twenty-two of the general laws.'"

Same page and line, strike out the words "being chapter."

Same page, strike out all of line 3.

Same page, line 6, after the word "mayor" insert the word "by."

Amend the title to read as follows:

"An act to amend the general city law, in respect to notice of hearing to be given by the mayor on bills."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1069) entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' in relation to the publication or service of notice in condemnation proceedings" (Int. No. 866), reported the same with the following recommendations:

Page 1, lines 4 and 5, strike out the words "heretofore amended, is further amended so that the same shall" and insert in lieu thereof the words "added by chapter seven hundred and fifty-two of the laws of eighteen hundred and ninety-four and amended by chapter five hundred and nineteen of the laws of eighteen hundred and ninety-five, is hereby amended to."

Page 2, line 18, after the word "with" insert the article "a."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1134) entitled "An act to amend the Greater New York Charter, in relation to the salaries of the clerk and deputy clerk of the Courts of Special Sessions for the First Division" (Int. No. 833), reported the same with the following recommendations:

Page 2, line 4, add the letter "s" to the word "justice."

Page 2, line 12, insert the word "justices" underscored after the word "the" and bracket the word "justice."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1127) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Int. No. 216), reported the same with the following recommendations:

Page 1, line 2, strike out the words "so as."

Page 2, line 9, capitalize the word "amateur."

Same page line 10, capitalize the words "athletic" and "union."

Same page, line 12, capitalize the words "amateur," "athletic" and "union."

Same page, lines 16 and 17, capitalize the words "amateur," "athletic" and "union."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act to amend chapter 197 of the Laws of 1818, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences and to extend the powers of said corporation." (No. 1414, Int. No. 688.)

"An act to change the name, define the corporate objects and purposes, regulate the powers and government of the corporation Chautauqua Assembly, and to consolidate with said Chautauqua Assembly the Chautauqua University and the Chautauqua School of Theology." (No. 1459, Int. No. 878.)

"An act to amend the Forest, Fish and Game Law, relative to taking woodcock in certain counties." (No. 1379, Int. No. 803.)

"An act to amend the Civil Service Law, relating to removals." (No. 1415, Int. No. 742.)

"An act to provide for the enrollment of members of political parties in towns." (No. 1413, Rec. No. 57.)

"An act authorizing the superintendent of the poor of Albany county to hear, audit and determine the claim of the Troy Catholic Male Orphan Asylum, of Troy, N. Y., and make an award thereon." (No. 1378, Int. No. 453.)

"An act to incorporate the Edgewater Fire Department in the borough of Richmond." (No. 1309, Int. No. 1022.)

"An act making an appropriation for improving the Glens Falls feeder and repairing the prism and side walls thereof." (No. 651, Int. No. 579.)

Mr. Landon offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the Senate bill (No. 732) entitled "An act to legalize the proceedings of the board of supervisors of the county of Dutchess, relative to the erection of a new county house in said county and the issuance of county bonds therefor, and to provide for the payment of said bonds and the interest thereon" (Rec. No. 202), and that said bill be placed on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Landon, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Landon, and by unanimous consent, said bill was read the third time, having been printed and upon the



desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Newcomb	Salyerds
Adler	Daly	Hooker	O'Brien	Sanders
Ahern	Darrison	Hughes	Nye	Scanlon
Allds	Davis G	Keenan	O'Malley	Schneider
Allen F E	Davis M	Kelsey	Orr	Seymour
Allen J A	Dickey	Lally	Outtersen	Sherer
Allston	Dickinson	Landon	Oxford	Sloane
Ash	Doll	Langhorst	Palmer	Smith C W
Baldwin	Doughty	Leggett	Patchin	Smith G H
Barrett	Duer	Lewis	Patton	Smith J E
Bedell	Duross	Litthauer	Pendry	Smith J T
Bennet	Dusinbery	Manee	Phillips	Snyder
Bordwell	Egan	Mansfield	Phipps	Stevens
Bourke	Fancher	Marson	Plank	Stiles
Brill	Ferre	McAdam	Platt	Sulzberger
Brooks	Fisher	McCallough	Prince	Townsend
Burke	Fitzgerald	McInerney	Rainey	Traub
Burns	Fitzp'ck J H	McKeown	Reeve	Treat
Cadin	Fitzp'ck W P	McMillan	Reilley	Ulmann
Chambers	Fuller	McNair	Remsen	Wainwright
Colby	Gardiner	McQuade	Reynolds	Weber
Conkling	Grady	Meeks	Richter	Weekes
Cook	Graeff	Merritt	Rider	Williams
Coon	Griffith	Monroe	Robinson	Wilson
Costello	Hanford	Moran	Rogers	Wolf
Cotton	Haviland	Morgan	Ross	Woody
Coughtry	Hewitt	Neville	Ruehl	Yale
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1375) entitled "An act to amend chapter 369 of the Laws of 1895, entitled 'An act creating a commissioner of

jurors for each county of the State having a certain population, and regulating and prescribing his duties; also providing in what manner jury lists shall be made up and jurors drawn and notified in the courts of record in such counties, and how they may be exempted or excused, and the length of service of such jurors,' in relation to the service of jurors" (Int. No. 121), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Ruehl
Adler	Daly	Hewitt	Neville	Salyerds
Ahern	Darrison	Higgins	Newcomb	Sanders
Allds	Day	Hoadley	Nye	Scanlon
Allen J A	Davis G	Hooker	O'Brien	Schneider
Allston	Davis M	Hughes	O'Malley	Seymour
Apgar	Dickey	Keenan	Orr	Sherer
Ash	Dooling	Kelsey	Outerson	Sloane
Baldwin	Doll	Knipp	Oxford	Smith C W
Barrett	Doughty	Lally	Palmer	Smith G H
Bedell	Duer	Landon	Patchin	Smith J E
Bennet	Duross	Langhorst	Patton	Smith J T
Blackwell	Dusinbery	Leggett	Pendry	Snyder
Bourke	Egan	Lewis	Phillips	Stevens
Bradley	Fancher	Litthauer	Phipps	Stiles
Brill	Ferre	Mance	Plank	Sulzberger
Burke	Finch	Mansfield	Platt	Townsend
Burnett	Fisher	Marson	Prince	Traub
Burns	Fitzgerald	McAdam	Rainey	Treat
Candee	Fitzp'ck J H	McCullough	Reeve	Ulmann
Chambers	Fitzp'ck W P	McInerney	Reilley	Wainwright
Conkling	Fowler	McKeown	Reynolds	Weber
Cook	Fuller	McMillan	Richter	Weekes
Coon	Grady	McNair	Rider	Williams

Costello	Graeff	McQuade	Robinson	Wilson
Cotton	Griffith	Meeks	Rogers	Woody
Coughtry	Hammond	Merritt	Ross	Yale
Cowan	Hanford	Moran		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of said bill and amended and repassed the same, and request their concurrence therein.

The bill (No. 1356) entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,' relative to election and appointment of officers" (Int. No. 693), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Higgins	Newcomb	Salyerds
Adler	Daly	Hoadley	Nye	Sanders
Ahern	Darrison	Hooker	O'Brien	Scanlon
Allds	Day	Keenan	O'Malley	Schneider
Allen F E	Davis G	Kelsey	Orr	Seymour
Allston	Davis M	Knipp	Outterson	Sherer
Apgar	Dickinson	Landon	Oxford	Sloane
Ash	Dooling	Langhorst	Palmer	Smith O W
Barrett	Doll	Leggett	Patchin	Smith G H
Bedell	Doughty	Lewis	Patton	Smith J E
Bennet	Duer	Litthauer	Pendry	Smith J T
Blackwell	Duross	Manee	Phillips	Snyder
Bordwell	Dusinbery	Mansfield	Phipps	Stevens
Bourke	Egan	Marson	Plank	Stiles
Bradley	Fancher	McAdam	Platt	Sulzberger
Brill	Ferre	McCullough	Prince	Townsend
Burke	Finch	McInerney	Rainey	Traub
Burnett	Fisher	McKeown	Reeve	Treat
Burns	Fitzgerald	McMillan	Reilley	Ulmann
Cadin	Fitzp'ck W P	McNair	Remsen	Wainwright
Candee	Fowler	McQuade	Reynolds	Weber
Colby	Fuller	Meeks	Richter	Weekes
Conkling	Grady	Merritt	Rider	Williams
Cook	Graeff	Monroe	Robinson	Wilson

Coon	Griffith	Moran	Rogers	Wolf
Costello	Hanford	Morgan	Ross	Woody
Cotton	Haviland	Neville	Ruehl	Yale
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 382, Assembly reprint No. 1374) entitled "An act amending the Code of Civil Procedure by inserting therein a new section to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State" (Rec. No. 79), was read the third time, having been printed and upon the the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Neville	Ross
Adler	Daly	Hoadley	Newcomb	Ruehl
Ahern	Darrison	Hooker	Nye	Salyerds
Allds	Day	Keenan	O'Brien	Sanders
Allen F E	Davis G	Kelsey	O'Malley	Scanlon
Allen J A	Davis M	Knipp	Orr	Schneider
Allston	Dickey	Lally	Outterson	Sherer
Ash	Dickinson	Landon	Oxford	Sloane
Baldwin	Dooling	Langhorst	Palmer	Smith C W
Bedell	Doll	Leggett	Patchin	Smith G H
Bordwell	Doughty	Lewis	Patton	Smith J E
Bourke	Duer	Litthauer	Pendry	Smith J T
Bradley	Duross	Manee	Phillips	Stevens
Brill	Egan	Mansfield	Phipps	Stiles
Brooks	Fancher	Marson	Plank	Sulzberger
Burke	Finch	McAdam	Platt	Traub
Burns	Fitzgerald	McCullough	Prince	Treat
Cadin	Fitzp'ek J H	McInerney	Rainey	Ulmann
Chambers	Fitzp'ek W P	McKeown	Reeve	Wainwright



Colby	Fowler	McMillan	Reilley	Weber
Conkling	Fuller	McNair	Remsen	Weekes
Cook	Gardiner	McQuade	Reynolds	Williams
Coon	Gracff	Meeks	Richter	Wilson
Costello	Griffith	Merritt	Rider	Wolf
Cotton	Hammond	Monroe	Robinson	Woody
Coughtry	Hanford	Moran	Rogers	Yale
Cowan	Hewitt	Morgan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 1377) entitled "An act to amend the Consolidation School Law, relating to the apportionment of the free school fund" (Int. No. 40), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 6 }

Those who voted in the affirmative, were

Adams	Darrison	Keenan	Nye	Salverds
Adler	Day	Kelsey	O'Brien	Sanders
Ahern	Davis G	Knipp	O'Malley	Scanlon
Allds	Dickey	Lally	Orr	Seymour
Allen F E	Dickinson	Landon	Outterson	Sherer
Allen J A	Dooling	Langhorst	Oxford	Sloane
Apgar	Doughty	Leggett	Palmer	Smith C W
Ash	Duer	Lewis	Patchin	Smith G H
Baldwin	Egan	Litthauer	Patton	Smith J E
Barrett	Fancher	Manee	Pendry	Smith J T
Blackwell	Ferre	Mansfield	Phillips	Snyder
Bordwell	Finch	Marson	Phipps	Stevens
Bourke	Fisher	McAdam	Plank	Stiles
Brill	Fitzp'ck J H	McCullough	Platt	Sulzberger
Burnett	Fitzp'ck W P	McInerney	Prince	Townsend
Burns	Fowler	McKeown	Rainey	Traub
Cadin	Gardiner	McMillan	Reeve	Treat

Candee	Grady	McNair	Reilley	Ulmann
Colby	Graeff	McQuade	Remsen	Wainwright
Conkling	Hammond	Meeks	Reynolds	Weber
Cook	Hanford	Merritt	Richter	Weekes
Coon	Haviland	Monroe	Rider	Williams
Costello	Hewitt	Moran	Robinson	Wilson
Cotton	Higgins	Morgan	Rogers	Wolf
Coughtry	Hooker	Neville	Ross	Woody
Dale	Hughes	Newcomb	Ruehl	Yale
Daly				

Those who voted in the negative, were

Bennet	Brooks	Burke	Duross	Schneider
Bradley				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1215) entitled "An act to amend the Greater New York Charter, relating to the life insurance fund of the fire department" (Int. No. 965), having been announced for a third reading,

On motion of Mr. Seymour, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 1217) entitled "An act relative to the awarding of certain public contracts in the city of Syracuse" (Int. No. 967), having been announced for a third reading,

On motion of Mr. Hammond, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1177) entitled "An act in relation to the improvement of public highways in the county of St. Lawrence" (Int. No. 935), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ross
Adler	Dale	Haviland	Morgan	Ruehl
Ahern	Daly	Hewitt	Neville	Salyerds
Allds	Darrison	Hoadley	Newcomb	Sanders
Allen F E	Davis G	Hooker	Nye	Scanlon
Allen J A	Davis M	Hughes	O'Brien	Schneider
Allston	Dickey	Keenan	O'Malley	Seymour
Apgar	Dickinson	Kelsey	Orr	Sherer
Ash	Dooling	Knipp	Outterson	Sloane
Baldwin	Doll	Lally	Oxford	Smith C W
Barrett	Doughty	Landon	Palmer	Smith G H
Bedell	Duer	Langhorst	Patchin	Smith J E
Bennet	Duross	Leggett	Patton	Smith J T
Blackwell	Dusinbery	Lewis	Pendry	Snyder
Bordwell	Egan	Litthauer	Phillips	Stevens
Bourke	Fancher	Manee	Phipps	Stiles
Bradley	Ferre	Mansfield	Plank	Sulzberger
Brill	Finch	Marson	Platt	Townsend
Burke	Fisher	McAdam	Prince	Traub
Burnett	Fitzgerald	McCullough	Rainey	Treat
Burns	Fitzp'ck W P	McInerney	Reeve	Wainwright
Cadin	Fowler	McKeown	Reilley	Weber
Chambers	Fuller	McMillan	Remsen	Weekes
Colby	Gardiner	McNair	Reynolds	Williams
Conkling	Grady	McQuade	Richter	Wilson
Cook	Graeff	Meeks	Rider	Wolf
Coon	Griffith	Merritt	Robinson	Woody
Cotton	Hammond	Monroe	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 423) entitled "An act to amend section 1774 of the Code of Civil Procedure, relating to the judgment in certain matrimonial actions" (Rec. No. 98), having been announced for a third reading,

Mr. Fitzgerald moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 3, line 8, after the word "court" insert the words "but on and after the entry of the interlocutory judgment the pay-

ment of alimony if allowed shall cease and the person against whom the interlocutory judgment is rendered shall have no lien upon the property of the party succeeding in said action."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Weekes, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 476) entitled "An act to amend chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor,' in relation to the reception and maintenance of free patients" (Rec. No. 104), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 131 {  
} NOES 00 {

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Ruehl
Adler	Cowan	Hewitt	Morgan	Salyerds
Ahern	Dale	Higgins	Neville	Scanlon
Allds	Daly	Hooker	Newcomb	Schneider
Allen F E	Darrison	Hughes	Nye	Seymour
Allen J A	Day	Kelsey	O'Brien	Sherer
Ash	Davis G	Knipp	O'Malley	Sloane
Baldwin	Davis M	Lally	Outterson	Smith C W
Barrett	Dickey	Landon	Oxford	Smith G H
Bedell	Dickinson	Langhorst	Palmer	Smith J E
Bennet	Dooling	Leggett	Patchin	Smith J T
Blackwell	Doll	Lewis	Patton	Snyder
Bordwell	Doughty	Litthauer	Pendry	Stevens
Bourke	Duer	Manee	Phillips	Stiles



Bradley	Dusinbery	Mansfield	Phipps	Sulzberger
Brill	Egan	Marson	Platt	Traub
Brooks	Fancher	McAdam	Prince	Treat
Burke	Finch	McCullough	Rainey	Ulmann
Burns	Fisher	McInerney	Reeve	Wainwright
Cadin	Fitzgerald	McKeown	Reilley	Weber
Candee	Fitzp'ck J H	McMillan	Remsen	Weekes
Chambers	Fowler	McNair	Richter	Williams
Colby	Fuller	McQuade	Rider	Wilson
Conkling	Grady	Meeks	Robinson	Wolf
Coon	Graeff	Merritt	Rogers	Woody
Costello	Griffith	Monroe	Ross	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 435) entitled "An act to amend section 21 of chapter 3 of the general laws, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws,' being chapter 370 of the Laws of 1899, as amended by chapter 195 of the Laws of 1900, in relation to power of removal" (Rec. No. 118), having been announced for a third reading,

On motion of Mr. Allds, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 814) entitled "An act to release and convey to the Corning Foundation for Christian Work in the Diocese of Albany whatever, if any, title or interest the people of the State of New York have acquired in the property and estate of Sister Katheryn Brown, deceased" (Rec. No. 238), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 138 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Newcomb	Salzerds
Adler	Daly	Hewitt	Nye	Sanders
Ahern	Darrison	Hoadley	O'Brien	Scanlon
Allen F E	Day	Hooker	O'Malley	Schneider
Allen J A	Davis G	Hughes	Orr	Seymour
Apgar	Davis M	Keenan	Outterson	Sherer
Ash	Dickey	Kelsey	Oxford	Sloane
Baldwin	Dickinson	Lally	Palmer	Smith C W
Barrett	Dooling	Langhorst	Patchin	Smith G H
Bedell	Doll	Leggett	Patton	Smith J E
Blackwell	Doughty	Lewis	Pendry	Smith J T
Bordwell	Duer	Litthauer	Phillips	Snyder
Bourke	Duross	Manee	Phipps	Stevens
Bradley	Dusinbery	Mansfield	Plank	Stiles
Brooks	Egan	Marson	Platt	Schneider
Burke	Fancher	McAdam	Prince	Townsend
Burnett	Ferre	McCullough	Rainey	Traub
Burns	Finch	McInerney	Reeve	Treat
Cadin	Fisher	McKeown	Reiley	Ulmann
Candee	Fitzgerald	McMillan	Remsen	Wainwright
Chambers	Fitzp'ck J H	McNair	Reynolds	Weber
Colby	Fowler	McQuade	Richter	Weekes
Cook	Fuller	Meeks	Rider	Williams
Coon	Gardiner	Merritt	Robinson	Wilson
Costello	Grady	Monroe	Rogers	Wolf
Cotton	Griffith	Moran	Ross	Woody
Coughtry	Hammond	Morgan	Ruehl	Yale
Cowan	Hanford	Neville		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 397) entitled "An act to authorize the city of New York to establish and maintain municipal clubhouses for boys, to provide for the payment therefor and for the maintenance thereof" (Rec. No. 188), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }  
{ NOES 17 }

Those who voted in the affirmative, were

Adler	Dooling	Haviland	Patton	Sherer
Ahern	Doll	Hewitt	Phillips	Sloane
Baldwin	Doughty	Higgins	Rainey	Smith C W
Barrett	Duer	Hughes	Remsen	Smith G H
Bennet	Duross	Knipp	Reynolds	Smith J T
Blackwell	Egan	Landon	Richter	Snyder
Burns	Ferre	Langhorst	Rider	Stevens
Cadin	Finch	Lewis	Robinson	Stiles
Chambers	Fisher	McAdam	Rogers	Sulzberger
Cotton	Fitzgerald	McInerney	Ross	Townsend
Coughtry	Fitzp'ck W P	McKeown	Ruehl	Treat
Cowan	Gardiner	Neville	Salyerds	Ulmann
Daly	Grady	Newcomb	Sanders	Weber
Darrison	Graeff	O'Malley	Scanlon	Williams
Davis G	Griffith	Outterson	Schneider	Wolf
Dickey	Hanford	Oxford	Seymour	Yale
Dickinson				

Those who voted in the negative, were

Allds	Burnett	Dickinson	Fuller	Morgan
Allen F E	Colby	Dusinbery	Kelsey	Palmer
Allen J A	Coon	Fowler	Hooker	Plank
Apgar	Davis M			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 727) entitled "An act to amend the Executive Law, relative to the appointment and number of notaries public" (Rec. No. 218), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	McQuade	Reynolds
Adler	Cotton	Grady	Meeks	Rider
Ahern	Coughtry	Graeff	Merritt	Robinson
Allds	Cowan	Griffith	Moran	Rogers
Allen F E	Dale	Hammond	Morgan	Ross
Allen J A	Darrison	Hanford	Neville	Ruehl
Apgar	Day	Haviland	Newcomb	Sanders
Ash	Davis G	Higgins	Nye	Schneider
Baldwin	Davis M	Hoadley	O'Brien	Seymour
Barrett	Dickey	Hughes	O'Malley	Sherer
Bedell	Dickinson	Keenan	Outtersen	Sloane
Bennet	Dooling	Kelsey	Oxford	Smith C W
Blackwell	Doughty	Lally	Palmer	Smith G H
Bordwell	Duer	Langhorst	Patchin	Smith J T
Bourke	Duross	Leggett	Patton	Snyder
Bradley	Dusinbery	Lewis	Pendry	Stiles
Brill	Egan	Litthauer	Phillips	Sulzberger
Brooks	Fancher	Manee	Phipps	Townsend
Burke	Ferre	Mansfield	Plank	Treat
Burnett	Finch	Marson	Platt	Ulmann
Burns	Fisher	McAdam	Prince	Wainwright
Cadin	Fitzgerald	McCullough	Rainey	Weekes
Chambers	Fitzp'ck J H	McInerney	Remsen	Wilson
Colby	Fitzp'ck W P	McKeown	Reeve	Woody
Conkling	Fuller	McNair	Reilly	Yale
Cook				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 691) entitled "An act to amend section 52 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the executive department" (Rec. No. 200), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Neville	Ross
Adler	Dale	Hoadley	Newcomb	Ruehl
Ahern	Daly	Hooker	Nye	Salyerds
Alds	Darrison	Keenan	O'Brien	Sanders
Allen F E	Day	Kelsey	O'Malley	Scanlon
Allen J A	Davis G	Lally	Orr	Seymour
Allston	Dickey	Landon	Outterson	Sherer
Ash	Dickinson	Langhorst	Oxford	Sloane
Baldwin	Dooling	Leggett	Palmer	Smith C W
Barrett	Doll	Lewis	Patchin	Smith G H
Bedell	Doughty	Litthauer	Patton	Smith J E
Bennet	Duer	Manee	Pendry	Smith J T
Blackwell	Duross	Mansfield	Phillips	Snyder
Bordwell	Dusinbery	Marson	Phipps	Stevens
Bourke	Fancher	McAdam	Plank	Stiles
Brill	Ferre	McCullough	Platt	Sulzberger
Burke	Finch	McInerney	Prince	Townsend
Burnett	Fisher	McKeown	Rainey	Traub
Cadin	Fitzgerald	McMillan	Reeve	Treat
Candee	Fitzp'ck W P	McNair	Reilley	Ulmann
Chambers	Fowler	McQuade	Remsen	Weber
Colby	Fuller	Meeks	Reynolds	Weekes
Cook	Gardiner	Merritt	Richter	Williams
Coon	Graeff	Monroe	Rider	Wilson
Costello	Griffith	Moran	Robinson	Woody
Cotton	Hammond	Morgan	Rogers	Yale
Coughtry	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 431) entitled "An act for the relief of Pauline Gumprecht, of the city of New York, as administratrix of the goods, chattels and credits of Morris Gumprecht, late of the county of New York, deceased" (Rec. No. 137), was read the third time, having been printed and upon the desks of the mem-

bers in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hanford	Moran	Ruehl
Adler	Daly	Haviland	Morgan	Salyerds
Ahern	Darrison	Hewitt	Neville	Sanders
Allds	Day	Higgins	Newcomb	Scanlon
Allen F E	Davis G	Hoadley	Nye	Schneider
Allen J A	Davis M	Hooker	O'Brien	Seymour
Allston	Dickey	Hughes	O'Malley	Sherer
Apgar	Dickinson	Keenan	Orr	Sloane
Ash	Dooling	Kelsey	Outtersen	Smith C W
Baldwin	Doll	Knipp	Oxford	Smith G H
Bedell	Doughty	Lally	Palmer	Smith J E
Bennet	Duer	Landon	Patchin	Smith J T
Blackwell	Duross	Langhorst	Patton	Snyder
Bordwell	Dusinbery	Leggett	Pendry	Stevens
Bradley	Egan	Lewis	Phillips	Stiles
Brill	Fancher	Litthauer	Phipps	Sulzberger
Burke	Ferre	Manee	Plank	Townsend
Burnett	Finch	Mansfield	Platt	Traub
Cadin	Fisher	Marson	Prince	Treat
Candee	Fitzp'ck J H	McAdam	Rainey	Ulmann
Chambers	Fitzp'ck W P	McInerney	Reeve	Wainwright
Colby	Fowler	McKeown	Reilley	Weber
Conkling	Fuller	McMillan	Reynolds	Weekes
Cook	Gardiner	McNair	Richter	Williams
Coon	Grady	McQuade	Rider	Wilson
Costello	Graeff	Meeks	Robinson	Wolf
Coughtry	Griffith	Merritt	Rogers	Woody
Cowan	Hammond	Monroe	Ross	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 547) entitled "An act to amend the Forest, Fish and Game Law, in relation to black and gray squirrels generally and game in Rensselaer county" (Rec. No. 144), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

) AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Salyerds
Adler	Daly	Hewitt	Newcomb	Sanders
Ahern	Darrison	Hoadley	Nye	Scanlon
Allds	Day	Hooker	O'Malley	Schneider
Allen F E	Davis M	Hughes	Outterson	Seymour
Allen J A	Dickey	Keenan	Oxford	Sherer
Allston	Dickinson	Kelsey	Palmer	Sloane
Apgar	Doll	Knipp	Patchin	Smith G H
Baldwin	Doughty	Lally	Patton	Smith J E
Barrett	Duer	Landon	Pendry	Smith J T
Bedell	Duross	Langhorst	Phillips	Snyder
Blackwell	Dusinbery	Leggett	Phipps	Stevens
Bordwell	Fancher	Lewis	Plank	Stiles
Bradley	Ferre	Litthauer	Platt	Sulzberger
Brill	Finch	Manee	Prince	Townsend
Brooks	Fisher	Mansfield	Rainey	Traub
Burke	Fitzgerald	Marson	Reeve	Treat
Bennet	Fitzp'ck J H	McAdam	Reilley	Wainwright
Burns	Fitzp'ck W P	McInerney	Remsen	Weber
Candee	Fowler	McKeown	Richter	Weekes
Chambers	Fuller	McNair	Rider	Williams
Colby	Gardiner	McQuade	Robinson	Wilson
Cook	Grady	Meeks	Rogers	Wolf
Costello	Graeff	Monroe	Ross	Woody
Cotton	Hammond	Moran	Ruehl	Yale
Cowan	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 657) entitled "An act to amend the Tax Law, in relation to the taxation of trust companies" (Rec. No. 191), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Monroe	Robinson
Adler	Cotton	Hanford	Moran	Rogers
Ahern	Coughtry	Haviland	Morgan	Ross
Allds	Cowan	Higgins	Neville	Ruehl
Allen F E	Dale	Hoadley	Newcomb	Salyerds
Allen J A	Daly	Hooker	Nye	Sanders
Allston	Darrison	Hughes	O'Brier	Scanlon
Apgar	Day	Keenan	O'Malley	Sulzberger
Ash	Davis G	Kelsey	Orr	Sherer
Baldwin	Davis M	Knipp	Outterson	Sloane
Barrett	Dickey	Landon	Oxford	Smith C W
Bedell	Dickinson	Langhorst	Palmer	Smith J E
Bennet	Dooling	Leggett	Patchin	Smith J T
Blackwell	Doll	Lewis	Patton	Snyder
Bordwell	Doughty	Litthauer	Pendry	Stevens
Bourke	Duross	Manee	Phillips	Stiles
Bradley	Dusinbery	Mansfield	Phipps	Sulzberger
Brill	Egan	Marson	Plank	Townsend
Brooks	Fancher	McAdam	Platt	Traub
Burke	Ferre	McCullough	Prince	Ulmann
Burnett	Fisher	McInerney	Rainey	Wainwright
Burns	Fitzp'ck J H	McKeown	Reeve	Weber
Candee	Fitzp'ck W P	McMillan	Reilley	Weekes
Chambers	Fowler	McNair	Remsen	Williams
Colby	Fuller	McQuade	Reynolds	Wilson
Conkling	Gardiner	Meeks	Richter	Woody
Cook	Graeff	Merritt	Rider	Yale
Coon	Griffith			

In the negative,

Finch



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 208) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article 7 of the Constitution, in relation to the payment of debts of the State" (Rec. No. 120), having been announced for a third reading,

On motion of Mr. O'Malley, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

Mr. G. H. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs, be discharged from the further consideration of the bill (No. 1252) entitled "An act to make the office of sheriff of Monroe county a salaried office in part, and regulating the management of said office" (Int. No. 984), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. G. H. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Said bill having been announced for a third reading,

Mr. G. H. Smith moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended by substituting therefor the following bill:

(See Appendix.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Doughty, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1276) entitled "Concurrent resolution proposing amendment to section 7 of article 7 of the Constitution relating

to the forest preserve " (In. No. 574), having been announced for a second reading,

On motion of Mr. G. Davis, said bill was laid aside, retaining its place on the order of second reading.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Cowan	Griffith	Morgan	Salyerds
Ahern	Dale	Hammond	Neville	Sanders
Allds	Daly	Haviland	Newcomb	Scanlon
Allen F E	Darrison	Hewitt	O'Brien	Schneider
Allen J A	Day	Hoadley	O'Malley	Seymour
Apgar	Davis G	Hooker	Orr	Sherer
Ash	Davis M	Hughes	Outterson	Sloane
Baldwin	Dickey	Keenan	Oxford	Smith C W
Barrett	Dickinson	Kelsey	Palmer	Smith G H
Bedell	Doll	Knipp	Patchin	Smith J T
Bennet	Doughty	Landon	Patton	Snyder
Blackwell	Dusinbery	Langhorst	Pendry	Stevens
Bradley	Egan	Leggett	Phillips	Stiles
Brill	Fancher	Lewis	Phipps	Sulzberger
Brooks	Ferre	Mansfield	Plank	Townsend
Burke	Finch	Marson	Platt	Traub
Burnett	Fisher	McAdam	Prince	Treat
Burns	Fitzgerald	McCullough	Reeve	Ulmann
Candee	Fitzp'ck J H	McKeown	Remsen	Wainwright
Chambers	Fitzp'ck W P	McMillan	Reynolds	Weber
Colby	Fowler	McNair	Richter	Weekes
Conkling	Fuller	Meeks	Robinson	Williams
Coon	Gardiner	Merritt	Rogers	Wilson
Costello	Grady	Monroe	Ross	Woody
Cotton	Graeff	Moran	Ruehl	Yale
Coughtry				

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Mr. Allds moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1281) entitled "An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Cham-

plain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902 " (Int. No. 330), having been announced for a second reading,

Mr. Moran moved to amend said bill as follows:

Page 1, line 7, after the words " Erie canal " insert the words " Seneca and Cayuga canal " and a comma.

Page 3, line 26, after the words " Erie canal " insert the words " Seneca and Cayuga canal " and a comma.

Page 4, line 1, after the words " Erie canal " insert the words " Seneca and Cayuga canal " and a comma.

Page 12, line 11, after the words " Erie canal " insert the words " Seneca and Cayuga canal " and a comma.

Also amend title of said bill by inserting the words " Seneca and Cayuga canal " and a comma, after the words " Erie canal " on line 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Dickinson moved to amend as follows:

Page 11, line 26, strike out the words " all the votes cast for and against it " and insert the words " the votes of all electors voting."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Phillips moved to amend as follows:

Page 11, line 19, after the word " work " insert the following words " The amount of bonds issued as provided in this act, with the interest thereon shall be levied and assessed upon the counties through which such canals pass, in proportion to the assessed valuation of the property within each of said counties."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Stiles moved to amend as follows:

Page 12, line 12, after the word " and " insert the following: " The Black river canal shall be extended with increased prism and lockage capacity from the village of Carthage to the mouth of the Black river at its entrance to Lake Ontario at Sacketts harbor. The extension of said canal shall be by the most feas-

ible route that in the judgment of the superintendent of public works shall determine is to the advantage of the state. And he is further empowered and directed to cause said canal to be improved from the village of Carthage to Rome to its junction with the improved Erie canal at said city, as an important factor in the commerce of the state, also as a feeder of said improved Erie canal as its commerce may require.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Treat moved to amend as follows:

Page 11, line 25, strike out the word "people" and insert the word "taxpayers."

Page 12, line 1, strike out the word "voters" and insert the word "taxpayers."

Same page, line 3, strike out the word "voters" and insert the word "taxpayers."

Same page, line 13, strike out the word "people" and insert the word "taxpayers."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Palmer moved to amend as follows:

Page 9, line 8, strike out after the word "by" the words "the superintendent of public works on the part of the state" and insert the words "three commissioners appointed by the governor of the state, two of whom shall be of the same political faith as the governor and one of whom shall be of the political party casting the next largest number of votes at the last gubernatorial election."

Same page, line 17, after the word "shall" strike out the words "be the duty of the superintendent."

Same page, line 18, after the word "superintendent" strike out the words "of public works" and insert the words "the said commissioners."

Same page, line 22, strike out the words "the superintendent of public works" and insert the words "the said commissioners appointed as aforesaid."

Page 10, line 1, after the word "describe" strike out the word "he" and insert the words "the said commissioners."

Same page, line 19, strike out the words "the superintendent of public works" and insert the words "said commissioners."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.



{ AYES 58 }  
 { NOES 75 }

Those who voted in the affirmative, were

Allds	Conkling	Hanford	Moran	Ross
Allen F E	Coon	Haviland	Orr	Salverds
Allston	Coughtry	Hewitt	Outterson	Smith C W
Apgar	Cowan	Hoadley	Palmer	Smith G H
Bedell	Day	Hooker	Patchin	Smith J T
Bordwell	Davis M	Kelsey	Phillips	Stevens
Bradley	Dickinson	Knipp	Plank	Stiles
Brill	Dusinbery	Landon	Platt	Traub
Burke	Fancher	Marson	Remsen	Treat
Burnett	Fisher	McNair	Reynolds	Williams
Candee	Fowler	Merritt	Rogers	Yale
Colby	Griffith	Monroe		

Those who voted in the negative, were

Adams	Daly	Hammond	Neville	Schneider
Adler	Darrison	Hughes	Newcomb	Seymour
Ahern	Davis G	Keenan	O'Brien	Sherer
Allen J A	Dickey	Langhorst	O'Malley	Sloane
Ash	Doll	Leggett	Oxford	Smith J E
Baldwin	Doughty	Lewis	Patton	Snyder
Barrett	Egan	Litthauer	Pendry	Sulzberger
Bennet	Ferre	Mansfield	Phipps	Townsend
Blackwell	Finch	McAdam	Prince	Ulmann
Brooks	Fitzgerald	McCullough	Rainey	Wainwright
Burns	Fitzp'ck J H	McKeown	Reeve	Weber
Cadin	Fitzp'ck W P	McMillan	Richter	Weekes
Chambers	Fuller	McQuade	Ruehl	Wilson
Costello	Grady	Meeks	Sanders	Wolf
Dale	Graeff	Morgan	Scanlon	Woody

Said bill was then read the second time.

On motion of Mr. Weekes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1401) entitled "An act to amend the Public Health Law, relating to penalties for practicing veterinary medicine and surgery without a license" (Int. No. 254), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 589, Assembly reprint No. 1399) entitled "An act to amend the Town Law in relation to the compensation of town officers" (Int. No. 158), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading.

The bill (No. 1405) entitled "An act authorizing the comptroller of the city of New York to audit and allow, and in his discretion to pay to certain persons, compensation for services actually rendered to the city of New York as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, Eleventh Judicial District, in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the positions of interpreters and attendants in the said court" (Int. No. 391), was read the second time.

On motion of Mr. Newcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1409) entitled "An act to amend the charter of the city of Rensselaer, in relation to the collection of certain assessments, etc." (Int. No. 1019), was read the second time.

On motion of Mr. Reynolds, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1404) entitled "An act to incorporate the Barbers' Society of the State of New York" (Int. No. 373), having been announced for a second reading,

Mr. Ruehl moved to amend as follows:

Page 1, line 2, strike out the words "new Osborn house in South Saint Paul street" and insert the words "C. M. B. A. hall at two hundred and twenty-nine North Salina."

Page 3, line 2, strike out the word "of" and insert the word "or" in lieu thereof, and insert a semicolon after the word "successors."

Same page, line 26, strike out the comma and insert a semicolon in lieu thereof.

Page 6, line 15, capitalize the letter "t" in the word "the" where it appears the second time; capitalize the first "b" in the word "barbers" and the letter "s" in the word "society."

Page 7, line 18, strike out the word "punished" and insert the word "punishable" in lieu thereof.

Amend the title to read as follows:

"An act to incorporate The Barbers Society of the state of New York."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Ruehl, and it was determined in the affirmative.

Said bill as amended was then read the second time, and on motion of Mr. Ruehl was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1403) entitled "Concurrent resolution of the Senate and Assembly, proposing an amendment to article 7 of the Constitution, in relation to the payment of debts of the State" (Int. No. 338), having been announced for a third reading,

On motion of Mr. O'Malley, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 1408) entitled "An act to amend the Highway Law, compelling the opening of obstructed highways" (Int. No. 961), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1407) entitled "An act to amend the County Law, in relation to the salary of the county judge of Suffolk county" (Int. No. 957), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1402) entitled "An act to enable the city of Buffalo to grant to the Buffalo Zoological Society the right to establish and maintain a zoological garden upon the park lands of said city, and to authorize appropriations therefor" (Int. No. 322), was read the second time.

On motion of Mr. Ruehl, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Ruehl offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 766)

entitled "An act to enable the city of Buffalo to grant to the Buffalo Zoological Society the right to establish and maintain a zoological garden upon the park lands of said city, and to authorize appropriations therefor" (Rec. No. 233), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Ruehl, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Ruehl, and by unanimous consent, said bill was substituted for Assembly bill No. 1402, Int. No. 322, same title and subject, now on the order of third reading.

The bill (No. 1418) entitled "An act to amend section 1391 of the Code of Civil Procedure, in relation to exemptions and executions" (Int. No. 114), was read the second time.

On motion of Mr. Duross, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1425) entitled "An act to amend the Forest, Fish and Game Law, relative to the seizure and destruction of illegal devices for fishing" (Int. No. 904), was read the second time.

On motion of Mr. M. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1427) entitled "An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties" (Int. No. 958), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1429) entitled "An act to amend the Code of Civil Procedure, in relation to real property of infants and incompetent persons" (Int. No. 1006), having been announced for a second reading,

On motion of Mr. Hammond, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1421) entitled "An act to amend the Code of Civil Procedure, relative to actions for divorce" (Int. No. 627), was read the second time.



On motion of Mr. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1426) entitled "An act to amend the Business Corporations Law, relating to service of process on such corporations and directors' meetings, and offices without the State" (Int. No. 923), was read the second time.

On motion of Mr. Dickey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1419) entitled "An act authorizing the construction of retaining walls, sidewalks and curb at the approach to the bridge over the Erie canal at Fourteenth street, Watervliet, and for the rebuilding of the vertical and slope walls and excavating the channel of Dry river, in said city, and making an appropriation therefor" (Int. No. 135), was read the second time.

On motion of Mr. Ross, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1428) entitled "An act authorizing the selection of certain lands in the town of Ausable, Clinton county, and the town of Chesterfield, Essex county, known as the Ausable chasm, as a part of the Adirondack park" (Int. No. 970), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1434) entitled "An act to amend chapter 174 of the Laws of 1897, entitled 'An act to establish a fire department in the Second School District of the town of Glenville, in the county of Schenectady, and for the government and maintenance of the same,' by increasing the amount to be annually raised according to the provisions of this act" (Int. No. 1032), having been announced for a second reading,

On motion of Mr. McMillan, said bill was recommitted to the committee on internal affairs, retaining its place on the order of second reading.

The bill (No. 1430) entitled "An act to amend chapter 682 of the Laws of 1897, entitled 'An act for licensing and regulating bonds of auctioneers in cities of one million or over,' relative to

publication of notices and making of affidavits" (Int. No. 37), was read the second time.

On motion of Mr. J. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1431) entitled "An act to amend the Code of Civil Procedure, relative to the allowance of costs and disbursements to a guardian ad litem of an infant defendant, or to the attorney for said guardian in certain actions" (Int. No. 461), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1433) entitled "An act making an appropriation for Craig Colony for Epileptics" (Int. No. 765), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1500) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 687), was read the second time.

On motion of the ways and means committee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1472) entitled "An act to amend the Forest, Fish and Game Law, relating to black and gray squirrels in Orange county" (No. 994), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1468) entitled "An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing" (Int. No. 831), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1465) entitled "An act to amend chapter 182 of the Laws of 1898, relative to the department of public instruc-

tion in cities of the second class" (Int. No. 690), was read the second time.

On motion of Mr. Coon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1471) entitled "An act authorizing the comptroller of the city of New York to audit and allow, and authorizing the comptroller of such city to pay to John E. Braun compensation for services rendered by him as interpreter in the Magistrates' Court in such city" (Int. No. 932), was read the second time.

On motion of Mr. Duer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1466) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by establishing in said city a fireman's relief and pension fund" (Int. No. 766), having been announced for a second reading,

Mr. Leggett moved to amend said bill as follows:

Page 9, at the end thereof, insert the following: "Section 114-f. In the month of April, nineteen hundred and two, or as soon thereafter as may be, and in the month of January, in each year thereafter, or as soon thereafter as may be, the mayor shall appoint a competent person clerk of the board of assessors of said city of Niagara Falls, whose duty it shall be to perform the clerical labor of said board in making and copying and correcting assessors' rolls, and laying and extending taxes thereon, and to do any and all clerical work within the province of and when directed by said board; to meet with and attend said board at such times and places as said board or either of said assessors shall direct, and when not otherwise directed, to remain in the office of said board of assessors during business hours. The clerk of the board of assessors shall hold office for one year, and until his successor shall be appointed and qualified. The salary of such clerk of assessors shall be fixed by the common council at a sum not exceeding nine hundred dollars per annum, for all services under this act, payable monthly, from the salary and contingent fund."

"§ 114-g. All acts and parts of acts inconsistent herewith are hereby repealed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Leggett, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1462) entitled "An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse" (Int. No. 246), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1473) entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to the compensation of said commissioners and their continuation in office" (Int. No. 1010), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1474) entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of hares and rabbits" (Int. No. 602), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1460) entitled "An act to amend the Indian Law, relating to the sale of gypsum, sand and gravel" (Int. No. 168), was read the second time.

On motion of Mr. Hooker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1501) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon,' relative to arrears of taxes and assessments, annual city budgets and official newspapers" (Int. No. 862), was read the second time.



On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1502) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (Int. No. 960), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1450) entitled "An act to amend the Lien Law, in relation to advance payments" (Int. No. 1098), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 258) entitled "An act to amend subdivision 3 of section 46 of the Legislative Law, relative to the distribution of session laws" (Rec. No. 87), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading.

The Senate bill (No. 475) entitled "An act to amend the Legislative Law, relative to the publication of concurrent resolutions proposing amendments to the Constitution" (Rec. No. 106), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading.

A message from the Governor by the hand of his secretary was received and read.

(See Appendix.)

On motion of Mr. Brooks, said message, together with said bill, was laid upon the table.

The Senate sent for concurrence the bill (No. 972) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport and the several acts amendatory thereof and supplemental thereto, relating to the construction and maintenance of water works and the procuring of a supply of pure and wholesome water sufficient for

public and domestic purposes, and to repeal section 155 of said act" (Rec. No. 258), which was read the first time.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the second time and ordered to a third reading.

A message from the Governor by the hand of his secretary was received and read.

(See Appendix.)

On motion of Mr. Darrison, and by unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Meeks	Ross
Adler	Cotton	Griffith	Monroe	Ruehl
Ahern	Coughtry	Hammond	Moran	Salyerds
Allds	Cowan	Hanford	Morgan	Sanders
Allen J A	Dale	Haviland	Newcomb	Schneider
Allston	Daly	Hewitt	Nye	Seymour
Apgar	Day	Hoadley	O'Brien	Sherer
Ash	Davis G	Hughes	O'Malley	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith G H
Barrett	Dooling	Kelsey	Oxford	Smith J E
Bedell	Doll	Knipp	Palmer	Smith J T
Blackwell	Duer	Lally	Patchin	Snyder
Bordwell	Duross	Landon	Pendry	Stevens
Bourke	Dusinbery	Langhorst	Phillips	Sulzberger
Bradley	Fancher	Leggett	Phipps	Townsend
Brill	Ferre	Lewis	Platt	Traub
Brooks	Finch	Litthauer	Prince	Treat
Burnett	Fisher	Manee	Rainey	Ulmann
Burns	Fitzgerald	Marson	Reeve	Weber
Cadin	Fitzp'ck J H	McAdam	Remsen	Weekes
Candee	Fitzp'ck W	PMcCullough	Reynolds	Williams
Chambers	Fowler	McInerney	Richter	Wilson
Colby	Fuller	McKeown	Robinson	Wolf
Conkling	Gardiner	McMillan	Rogers	Yaie
Cook	Grady	McQuade		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 24) entitled "An act making an appropriation for the salaries of mechanics employed by the State Inspector of Gas Meters in pursuance of law, and supplying deficiencies in former appropriations" (Rec. No. 80), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution in the words following:

Resolved, That a respectful message be sent to the Assembly, requesting the return of Senate bill (No. 734) entitled "An act to amend the County Law, in relation to the salary of the county judge of Suffolk county" (Rec. No. 255), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

Mr. Marson offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 870) entitled "An act authorizing the city of Rome to issue bonds for the purpose of extending and constructing street improvement" (Int. No. 737), for the purpose of transmitting to the city of Rome.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 870) entitled "An act authorizing the city of Rome to issue bonds for the purpose of extending and constructing street improvement" (Int. No. 737), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, March 11, 1902.

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 870) entitled "An act authorizing the city of Rome to issue bonds for the purpose of extending and constructing street improvement." (Int. No. 737.)

BENJAMIN B. ODELL, JR.

A communication was received from Hon. Daniel E. Conway, mayor of the city of Troy, returning Assembly bill (No. 883) entitled "An act to lay out, establish and regulate a public driveway in the city of Troy" (Int. No. 750), with a message that said mayor and the common council of said city returned said bill according to resolution.

Mr. Ahern moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 126 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Higgins	Neville	Salverds
Adler	Day	Hoadley	Newcomb	Sanders
Ahern	Davis G	Hughes	Nye	Scanlon
Allds	Davis M	Keenan	O'Brien	Schneider
Allen F E	Dickey	Kelsey	O'Malley	Sherer
Allen J A	Dickinson	Landon	Outterson	Sloane
Allston	Doll	Langhorst	Oxford	Smith C W
Apgar	Doughty	Leggett	Palmer	Smith G H
Ash	Duer	Lewis	Patchin	Smith J E
Baldwin	Duross	Litthauer	Patton	Smith J T
Barrett	Dusinbery	Manee	Pendry	Snyder
Bedell	Egan	Mansfield	Phipps	Stevens
Bennet	Fancher	Marson	Plank	Stiles
Bordwell	Ferre	McAdam	Platt	Sulzberger
Bourke	Finch	McCullough	Prince	Townsend
Brill	Fisher	McInerney	Rainey	Treat
Brooks	Fitzp'ck J H	McKeown	Reeve	Ulmann
Burnett	Fitzp'ck W P	McMillan	Reilley	Wainwright
Candee	Fuller	McNair	Reynolds	Weber
Chambers	Grady	McQuade	Richter	Weekes
Colby	Graeff	Meeks	Rider	Williams
Cook	Griffith	Merritt	Robinson	Wilson
Coon	Hammond	Monroe	Rogers	Wolf
Cotton	Haviland	Moran	Ross	Woody
Coughtry	Hewitt	Morgan	Ruehl	Yale
Dale				

Mr. Ahern moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Section 8, page 5, line 12, after the word "of" strike out the word "twenty" and insert the word "fifty."

Same section, same page, line 16, after the words "sum of" strike out the word "twenty" and insert the word "fifty."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered re-printed and placed on the order of third reading.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto:

“An act to provide for the election and to prescribe the terms and compensation of the town trustees in the town of South-ampton, in the county of Suffolk, and legalizing payment of compensation to the present and former trustees.” (No. 512, Assembly reprint No. 1230, Rec. No. 123.)

“An act to amend chapter 182 of the Laws of 1898, entitled ‘An act for the government of cities of the second class,’ relating to ordinances and appropriations of money.” (No. 291, Assembly reprint No. 950, Rec. No. 34.)

“An act to permit and empower the trustees of the relief fund of the fire department of the city of New York to grant a future pension to Mary Bowen, the foster mother of Peter F. Bowen, a deceased fireman.” (No. 462, Assembly reprint No. 1350, Rec. No. 121.)

“An act in relation to the County Court of Kings county and the appointment of a chief clerk and deputies and assistants therein.” (No. 21, Assembly reprint No. 1222, Rec. No. 81.)

“An act amending the Code of Civil Procedure by inserting therein a new section to be known as section 390-a, relating to the limitation of time to enforce a cause of action arising in another State.” (No. 382, Assembly reprint No. 1374, Rec. No. 79.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill (No. 884, Senate reprint No. 759) entitled “An act to amend the Tax Law, relative to the sale of lands for unpaid taxes.” (Int. No. 368.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendment:

“An act to amend the Insanity Law, relating to the deposit of money and purchases on credit.” (No. 1125, Int. No. 902.)

“An act making an appropriation for the improvement of the cell hall at Sing Sing prison.” (No. 573, Int. No. 515.)

“An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof.” (No. 1178, Int. No. 936.)

“An act to repeal chapter 541 of the Laws of 1864, and chapter 28 of the Laws of 1869, relating to additional justices in the town of Granville, in the county of Washington.” (No. 1057, Int. No. 854.)

“An act to amend section 1 of chapter 754 of the Laws of 1895, entitled ‘An act to authorize payments by counties, cities, towns and villages to charitable, eleemosynary, correctional and reformatory institutions wholly or partly under private control, for care, support and maintenance,’ in relation to payments by villages and towns to hospitals in adjoining States.” (No. 1078, Int. No. 877.)

“An act to repeal section 13 of chapter 186 of the Laws of 1817, entitled ‘An act to incorporate the Cohecton Bridge Company,’ and to authorize the stockholders of said bridge company to increase the capital stock thereof and to construct an iron bridge.” (No. 1137, Int. No. 906.)

Ordered, That the Clerk deliver said bills to the Governor.

“An act authorizing the city of Rome to issue bonds for the purpose of extending and constructing street improvements.” (No. 870, Int. No. 737.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rome.

“An act to amend chapter 636 of the Laws of 1871, relating to the fire department of the city of Middletown.” (No. 1323, Int. No. 911.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Middletown.

On motion of Mr. Allds, the House adjourned.

WEDNESDAY, MARCH 12, 1902.

The House met pursuant to adjournment.

Prayer by Rev. Chas. McKenzie.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with, and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act for the better protection of life, limb and property by compelling all gas companies to place on all gas meters, automatic valves to prevent the escape of gas in case of fire" (No. 909, Rec. No. 259), was read the first time and referred to the committee on electricity, gas and water supply.

"Concurrent resolution proposing an amendment to section 7 of article 7 of the Constitution, relating to the Forest Preserve (No. 159, Rec. No. 260), was read the first time and referred to the committee on public lands and forestry.

"An act to empower any city to remove bodies, monuments and gravestones from cemeteries or burial grounds, situated within its corporate limits, and to provide a suitable place for the reinterment of said bodies, to reinter the same, and to reset the monuments and gravestones, and to issue bonds therefor, and to acquire the title in fee to such grounds in the name of and vest the title thereto in such city" (No. 857, Rec. No. 261), which was read the first time and referred to the committee on general laws.

"An act to amend the Forest, Fish and Game Law, in relation to the taking of deer in counties of Ulster, Greene, Delaware, Sullivan and Putnam" (No. 858, Rec. No. 262), which was read the first time and referred to the committee on fisheries and game.

"An act to further amend section 230 of the Tax Law in relation to the appointment of appraisers, stenographers, etc." (No. 946, Rec. 263), which was read the first time and referred to the committee on ways and means.

Mr. Cadin introduced a bill entitled "An act to provide for a



commission to investigate the nature and value of vaccination, anti-toxine, seropathy and other alleged prophylactics " (Int. No. 1180), which was read the first time and referred to the committee on public health.

Mr. Chambers introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of the cities of the second class,' relative to the designation of official newspapers " (Int. No. 1181), which was read the first time and referred to the committee on affairs of cities.

Mr. Doughty introduced a bill entitled "An act to authorize the acquisition of certain lands in Far Rockaway, Fifth ward of the borough of Queens, in the city of New York, for a public park " (Int. No. 1182), which was read the first time and referred to the committee on affairs of cities.

Mr. Duross introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mamie Myers, formerly Hines, against the State for damages alleged to have been sustained by her, and to render judgment therefor " (Int. No. 1183), which was read the first time and referred to the committee on claims.

Mr. Marson introduced a bill entitled "An act to make the provisions of chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways,' applicable to the highways of the city of Rome outside of the corporation tax district " (Int. No. 1184), which was read the first time and referred to the committee on internal affairs.

Mr. Neville introduced a bill entitled "An act in relation to assessments on property exempt from taxation " (Int. No. 1185), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. O'Malley introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of widening, deepening, dredging, removing obstructions and otherwise improving Buffalo river, from the Evans slip to the south line of lot 65, Indian Reservation, the city ship canal and Peck slip, or so much of said river, canal or slip as the common council

may hereafter determine" (Int. No. 1186), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the abandonment of the Clark and Skinner canal, between the south line of the Main and Hamburg street canal and the north line of the Buffalo river, in the city of Buffalo, the abatement of the nuisance created thereby, and vesting the title and ownership to the lands and premises included therein in said city" (Int. No. 1187), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of abating all nuisance existing in the Ohio basin slip, in the city of Buffalo, between the south line of Elk street and the Main and Hamburg street canal, and to fill the prism of said slip with solid material, and to do any and all work that may be necessary in the abatement of such nuisance" (Int. No. 1188), which was read the first time and referred to the committee on affairs of cities.

Mr. Outtersen introduced a bill entitled "An act relating to membership corporations, constituting chapter 43 of the general laws, in relation to drawing juries on exhibition grounds" (Int. No. 1189), which was read the first time and referred to the committee on the judiciary.

Mr. Oxford introduced a bill entitled "An act to incorporate the Queens County Title and Trust Company and to define its rights and privileges" (Int. No. 1190), which was read the first time and referred to the committee on the judiciary.

Mr. Rogers introduced a bill entitled "An act to amend the Stock Corporation Law, in reference to increasing or reducing capital stock" (Int. No. 1191), which was read the first time and referred to the committee on the judiciary.

Mr. Scanlon introduced a bill entitled "An act to amend the Transportation Law relative to the powers and duties of telephone corporations" (Int. No. 1192), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. G. H. Smith introduced a bill entitled "An act to amend section 1660 of the Code of Civil Procedure declaring when action for nuisance maintainable" (Int. No. 1193), which was read the first time and referred to the committee on codes.

Mr. Gardiner introduced a bill entitled "An act to provide for the reorganization of the police department of the city of Rochester" (Int. No. 1194), which was read the first time, and referred to the committee on affairs of cities.

Mr. M. Davis, introduced a bill entitled "An act to amend the County Law, relative to district attorneys" (Int. No. 1195), which was read the first time and referred to the committee on internal affairs.

Mr. Cowan introduced a bill entitled "An act to amend the Penal Code, relating to the affixing of advertisements to personal property on public highways" (Int. No. 1196), which was read the first time and referred to the committee on codes.

Mr. Weekes introduced a bill entitled "An act to provide for the appointment of commissioner of jurors and to provide for a special jury in civil and criminal actions in each county of the State having a population of 1,000,000 or more, according to the last preceding federal census" (Int. No. 1197), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Bennet introduced a bill entitled "An act to amend the County Law, relative to business hours in the sheriff's offices in the counties of New York and Kings" (Int. No. 1198), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Daly introduced a bill entitled "An act to amend section 831 of the Code of Civil Procedure, in regard to the competency of husband and wife as witnesses" (Int. No. 1199), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Lewis introduced a bill entitled "An act to authorize the trustees of the village of Phoenix, county of Oswego, to prevent

further burials in the cemetery belonging to such village and providing for the removal of bodies therefrom" (Int. No. 1200), which was read the first time.

On motion of Mr. Lewis, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Williams introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the use of set lines in Canandaigua lake and other waters" (Int. No. 1201), which was read the first time and referred to the committee on fisheries and game.

By unanimous consent,

Mr. Prince introduced a bill entitled "An act, relative to the powers of the aqueduct commissioners, provided for and holding office under and pursuant to the provisions of chapter 490 of the Laws of 1883, and its amendments" (Int. No. 1202), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Coughtry introduced a bill entitled "An act to exempt certain property belonging to St. John's Church of the city of Albany, and now used for cemetery purposes, from certain liens by way of tax, assessment and judgment, and to permit the same to be used and occupied for other than cemetery purposes" (Int. No. 1203), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent,

Mr. Haviland introduced a bill entitled "An act to authorize the Wallkill Fire District to borrow money and issue bonds therefor for fire purposes" (Int. No. 1204), which was read the first time.

On motion of Mr. Haviland, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on internal affairs.

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By unanimous consent,

Mr. Ross introduced a bill entitled "An act to authorize the Common Council of the city of Cohoes to borrow money by the issuing of bonds for the improvement of the quality and quantity of the present water supply, and the procuring of an additional supply of pure and wholesome water for said city" (Int. No. 1205), which was read the first time.

On motion of Mr. Ross, and by unanimous consent, said bill was read the second time, and ordered to a third reading, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Townsend introduced a bill entitled "An act to authorize the abandonment of a certain school site in the first ward of the borough of Richmond, the discontinuance of the work of erecting a building for a high school thereon, the assessment of damages of certain contractors, the determination of a new school site, and the erection thereon of a building for a high school by the continuance and extension of the original contract" (Int. No. 1206), which was read the first time.

On motion of Mr. Townsend, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of cities.

Mr. Morgan from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Landon, Int. No. 677, entitled "An act to impose a tax on posters, and providing for the disposition of the money collected thereunder" (No. 792), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 4, after the word "land" insert the words "or in any public place."

Page 2, line 2, strike out the word "or" and after the word "structure" insert the words "or other property."

Same page, line 5, after the word "premises" insert the words "or property."

Same page, line 25, strike out all of section 5, and insert in its place the following:

"No tax is imposed by this act upon any paper poster attached to any bill-board lawfully erected and maintained in this state, upon which a tax shall be paid for each year or fraction thereof commencing on the first day of September and ending on the thirty-first day of August, in the following year, at the rate of five cents per square foot or fraction thereof of the surface of such bill-board; provided, however, that there shall be painted legibly at the top of such bill-board the name of the person by whom such tax has been paid and the date of such payment. Such annual tax shall be payable to the county treasurer of each county respectively in which such bill-boards shall be maintained or in the city of New York to the comptroller of such city, who shall keep a book or books, open at all reasonable times to public inspection, in which shall be inscribed a record of the name of the person by whom each such tax is paid, the amount and date thereof respectively."

Page 3, line 10, section 6 will be renumbered section 7, and the following will be section 6:

"§ 6. The gross amount of taxes collected pursuant to the provisions of this act shall be forwarded to the state comptroller and by him paid into the treasury of the state to the credit of the general fund thereof. And the state comptroller shall annually in the month of January report to the legislature the taxes received by him pursuant to this act."

Same page, line 12, after the word "poster" insert the words "or bill-board."

Same page, line 14, after the word "poster" insert the words "or bill-board."

Same page, line 16, section 7 will be renumbered section 8.

Same page, line 17, after the word "poster" insert the words "lawfully exposed."

§ 9. All fines imposed and paid for violation of the provisions of this act shall be paid to the treasurer of the county in which such offense has been committed, or in the city of New York, to the comptroller of such city, to be applied to the general fund of such county or city respectively.

Add the following new section:

"§ 10. Nothing in this act shall be construed to affect the power of any county, city, or other municipality to regulate and restrict the placing of posters, with respect to size, position and character, or otherwise; nor to legalize the exposure of any poster except as now authorized by law."

Same page, line 20, strike out the numeral "8" and insert the numerals "11."

J. H. MORGAN,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Mansfield, Int. No. 655, entitled "An act to amend the Tax Law relative to the apportionment of the valuation of railroad, telephone, telegraph and pipe line companies between school districts" (No. 759), reported in favor of the passage of the same with the following amendment:

Page 2, line 16, strike out the word "notice" and insert the word "apportionment."

J. H. MORGAN,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. O'Brien, Int. No. 819, entitled "An act to amend the Tax Laws in relation to the cancellation of tax sales" (No. 995), reported in favor of the passage of the same with the following amendments:

Page 2, line 9, strike out the words "the owner or."

Same page, line 18, strike out the bracket before the word "provided."

Same page, line 21, strike out the bracket after the word "sale" and insert the following: "and in a county which includes a portion of the forest preserves such application may be made by the owner at the time of sale of such lands within one year from the expiration of the period of redemption."

J. H. MORGAN,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Seymour, Int. No. 869, entitled "An act to amend the Tax Law, relating to taxable transfers and particularly to exceptions and limita-

tions thereunder " (No. 1072), reported in favor of the passage of the same with the following amendments:

Page 2, line 17, after the word " bible " insert a comma.

Same page, line 18, after the word " tract " strike out the word " charitable."

Same page, line 19, after the word " exclusively " strike out the words " for the moral or mental improvement of men or women, or."

Page 3, line 1, after the word " exclusively " insert the words " for the moral or mental improvement of men or women, or."

Same page, same line, after the word " for " and before the word " benevolent " insert the word " charitable."

Same page, same line, after the word " benevolent " and before the word " educational " insert in brackets the words " missionary, hospital, infirmary."

Same page, line 2, after the words " purposes or " insert in brackets the words " for the enforcement of laws relating to children or animals, or."

J. H. MORGAN,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Krum, Rec. No. 244, entitled "An act to correct errors in the assessment of bank shares in the city of New York during the year 1901 " (No. 748), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Morgan, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Fowler, Int. No. 1008, entitled "An act to amend the Tax Law, in relation to the time of making assessment " (No. 1295), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 924, entitled "An act to amend chapter 334 of the Laws of 1901, entitled



‘An act, in relation to tenement houses in cities of the first class’ (No. 1158), reported in favor of the passage of the same, with the following amendments:

Page 3, line 13, strike out the word “twenty-four” and insert the word “twenty-six.”

Same page, same line, after the word “rooms” insert the words “above the entrance story.”

Same page, line 15, strike out the word “twenty-four” and insert the word “twenty-six.”

Same page, line 16, after the word “apartments” insert the words “above the entrance story.”

Same page, line 25, after the word “rooms” insert the words “above the entrance story.”

Page 4, line 3, after the word “apartments” insert the words “above the entrance story.”

Page 5, line 7, after the word “from” enclose the letter “a” in brackets, and insert the word “such.”

Same page, line 8, after the word “floor” strike out the period and insert a comma.

Page 6, line 4, after the word “one” enclose the word “foot” in brackets, and insert the word “half.”

Page 7, line 12, after the word “openings” insert the following: “This provision however shall not apply to the stairs leading from the entrance story to the upper stories in tenement houses hereafter erected where there is no cellar or other story below the said entrance story.”

Page 9, line 13, after the word “six” insert a comma, and strike out the comma after the brackets.

Page 14, line 23, insert two new sections to be known as sections 25 and 26, and to read as follows:

“§ 25. Section fifty-eight of said act is hereby amended to read as follows:

“§ 58. Outer courts.—Where one side of an outer court is situated on the lot line, the width of the said court, measured from the lot line to the opposite wall of the building, for tenement houses sixty feet in height shall not be less than six feet in any part; and for every twelve feet of increase or fraction thereof in height of the said building, such width shall be increased six inches throughout the entire height of said court; and for every twelve feet of decrease in the height of the said building below sixty feet, such width may be decreased six inches. [but no such court shall be less than four feet six inches wide in any part.] Except that in tenement houses hereafter erected not exceeding three stories and cellar in height and

which also are not occupied or arranged to be occupied by more than six families in all, or by more than two families on any floor, and in which also each apartment extends through from the street to the yard, the width of an outer court situated on the lot line shall not be less than four feet in any part provided that the length of such outer court does not exceed twenty-four feet.

“§ 26. Section fifty-nine of said act is hereby amended to read as follows:

“§ 59. Outer courts, continued.—Where an outer court is situated between wings or parts of the same building, or between different buildings on the same lot, the width of the said court, measured from wall to wall, for tenement houses sixty feet in height shall not be less than twelve feet in any part; and for every twelve feet of increase or fraction thereof in the height of the said building, such width shall be increased one foot throughout the entire height of the said court; and for every twelve feet of decrease in the height of the said building below sixty feet, such width of the said court may be decreased one foot. [but no such court shall ever be less than nine feet in width in any part.] Except that in tenement houses hereafter erected not exceeding three stories and cellar in height and which also are not occupied or arranged to be occupied by more than six families in all, or by more than two families on any floor, and in which also each apartment extends through from the street to the yard, the width of an outer court situated between wings or parts of the same building, or between different buildings on the same lot, measured from wall to wall, shall be not less than eight feet in any part provided that the length of said outer court does not exceed twenty-four feet.”

Same page, line 24, strike out the figures “25” and insert the figures “27.”

Page 15, line 14, after the word “width” insert the following new section:

“§ 28. Section sixty-one of said act is hereby amended to read as follows:

“§ 61. Inner courts.—Where one side of an inner court is situated on the lot line, the width of the said court measured from the lot line to the opposite wall of the building, for tenement houses sixty feet in height shall not be less than twelve feet in any part, and its other horizontal dimension shall not be less than twenty-four feet in any part; and for every twelve feet of increase or fraction thereof in the height of the said building, such width shall be increased six inches throughout the entire height of said court, and the other horizontal dimension shall be increased one foot throughout the entire height of

said court; and for every twelve feet of decrease in the height of the said building below sixty feet, such width may be decreased six inches and the other horizontal dimension may be decreased one foot. [but no such court shall be less than ten and a half feet in width in any part, nor less than twenty-one feet in its other horizontal dimension.] Except that in tenement houses hereafter erected not exceeding three stories and cellar in height and which also are not occupied or arranged to be occupied by more than six families in all, or by more than two families on any floor, and in which also each apartment extends through from the street to the yard, the width of an inner court situated on the lot line measured from the lot line to the opposite wall of the building shall not be less than eight feet in any part, and its other horizontal dimension shall not be less than fourteen feet in any part."

Same page, line 15, strike out the figures "26" and insert the figures "29."

Page 16, line 2, after the word "direction" strike out the comma and insert a period, and enclose with brackets the following: "but no such court shall ever be less than twenty-one feet in its least horizontal dimension."

Same page, line 3, after the word "dimension" insert the following: "Except that in tenement houses hereafter erected not exceeding three stories and cellar in height and which also are not occupied or arranged to be occupied by more than six families in all, or by more than two families on any floor, and in which also each apartment extends through from the street to the yard, the least horizontal dimension of an inner court not situated on the lot line, but enclosed on all four sides, shall be not less than fourteen feet."

Same page, line 12, strike out the figures "27" and insert the figures "30."

Same page, line 18, after the words "six feet" insert the following: "Except that in outer or inner courts of a less size than the minimum prescribed for tenement houses sixty feet in height, the running length of the wall containing windows in the angles of said courts, shall not exceed four feet."

Page 17, line 7, strike out the figures "28" and insert the figures "31."

Same page, line 17, strike out the figures "29" and insert the figures "32."

Same page, line 20, strike out the word "two" and insert the word "three."

Page 18, line 15, after the word "section" insert the following: "In every tenement house hereafter erected not exceeding three stories and cellar in height where the public hall is not



provided with a window opening directly to the outer air, sash doors, admitting light to the public halls from the apartments shall be provided where possible."

Same page, line 16, strike out the figures "30" and insert the figures "33."

Page 19, line 1, strike out the figures "31" and insert the figures "34."

Same page, line 12, strike out the figures "32" and insert the figures "35."

Same page, line 18, strike out the figures "33" and insert the figures "36."

Page 20, line 1, strike out the figures "34" and insert the figures "37."

Same page, line 16, after the word "said" insert the word "sash," and in the same line strike out the words "provided however that."

Page 21, line 10, strike out the figures "35" and insert the figures "38."

Page 22, line 5, strike out the figures "36" and insert the figures "39."

Same page, line 10, after the word "area" strike out the comma, and insert a period, and strike out the following: "for tenement houses four stories or over in height and fifteen square feet for tenement houses less than four stories in height."

Same page, line 18, strike out the figures "37" and insert the figures "40."

Page 23, line 22, strike out the figures "38" and insert the figures "41."

Page 24, line 7, strike out the figures "39" and insert the figures "42."

Page 25, line 1, strike out the figures "40" and insert the figures "43."

Same page, line 14, strike out the figures "41" and insert the figures "44."

Same page, line 20, after the word "health" insert a comma.

Page 26, line 12, after the word "part" strike out the period and insert a comma, and also insert the following: "unless such room extends for more than one half of its height above the curb level."

Page 27, line 3, strike out the figures "42" and insert the figures "45."

Same page, line 12, strike out the figures "43" and insert the figures "46."

Same page, line 21, strike out the figures "44" and insert the figures "47."

Same page, line 23, after the word "water-closets" insert a period.



Page 28, line 20, after the word "the," beginning with the word "present " strike out all that follows, down to and including the word "such " in line 22.

Same page, line 23, before the words "shall not exceed " insert the following: "containing the water closets."

Page 29, line 14, strike out the figures "45 " and insert the figures "48."

Same page, line 21, strike out the figures "46 " and insert the figures "49."

Page 30, line 4, strike out the figures "47 " and insert the figures "50."

Same page, line 14, strike out the figures "48 " and insert the figures "51."

Same page, line 16, strike out the figures "49 " and insert the figures "52."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Fuller, Rec. No. 116, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn,' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, as amended by chapter 30 of the Laws of 1901, relating to the department of parks " (Int. No. 370), reported the same with the following amendments:

Page 2, line 11, after the word "park " strike out lines 11, 12, 13 and 14 up to and including the word "Brooklyn " and insert the words "except that portion of the Eastern parkway between the easterly side of New York avenue and the westerly side of Albany avenue."

Same page, line 15, after the word "respectively " insert the words "except the court yard restriction of thirty foot now affecting Douglass street from New York avenue to the former city line of Brooklyn and the court yard restriction of thirty foot affecting President street from Albany avenue easterly to the former city line of Brooklyn be and is hereby removed."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to the committee on affairs of cities.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. White, Rec. No. 189, entitled "An act to provide for the licensing of dogs in cities of the second class, for the care and protection of lost, strayed and homeless dogs, for securing and protecting the rights of owners thereof, and for the protection of the public" (No. 531), reported in favor of the passage of the same, with the following amendments:

Page 2, line 24, make the word "mayor" read "mayors."

Same page, same line, after the word "mayors" insert the word "clerk."

Page 6, line 9, strike out the words "a person or corporation."

OTTO KELSEY,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Newcomb, Int. No. 1068, entitled "An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the First Division of the city of New York, and to compensate her for such services" (No. 1388), reported in favor of the passage of the same, without amendment.

On motion of Mr. Newcomb, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on revision.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Wagner, Rec. No. 239, entitled "An act to authorize the repayment of penalties to certain banks in the city of New York" (No. 430), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McEwan, Rec. No. 240, entitled "An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' and acts amendatory thereof, in relation to sinking funds" (No. 308), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Feeter, Rec. No. 235, entitled "An act to amend section 53 of chapter 565 of the Laws of 1895, as amended by chapter 199, Laws of 1898, and by chapter 289, Laws of 1899, relative to the annual city tax levy in the city of Little Falls" (No. 837), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 247, entitled "An act to amend the Greater New York Charter, authorizing the college of the city of New York to participate in the excise fund belonging to said city, and creating a retirement fund therefrom for the benefit of the supervising officers and teachers of said college" (No. 781), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ellsworth, Rec. No. 243, entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials; and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal

year, and to repeal section 279 of said act”(No. 840), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Brown, Rec. No. 201, entitled “An act authorizing the city of Watertown to borrow money and issue bonds of the city therefor, for the purpose of paying for the building and constructing of sewers and pavement, and repairs upon highways of said city” (No. 686), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Audett, Rec. No. 226, entitled “An act to amend the Greater New York Charter, relative to zoological garden in Forest park, borough of Brooklyn” (No. 834), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sloane, Int. No. 1082, entitled “An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers” (No. 1412), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sloane, Int. No. 1064, entitled “An act to authorize the board of park commissioners of the city of Yonkers to acquire additional lands for and otherwise improve Irving park in the city of Yonkers, and to provide for the payment thereof by the issue of bonds” (No. 1384), reported in favor of the passage of the same without amendment,



which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sloane, Int. No. 1065, entitled "An act to authorize the city of Yonkers to excavate, grade, erect the foundation walls and construct proper approaches and otherwise prepare the site selected in Washington park for the public library and to issue bonds therefor" (No. 1385), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McQuade, Int. No. 1066, entitled "An act to amend section 1 of chapter 733 of the Laws of 1897, entitled 'An act to establish the office of deputy treasurer in the city of Utica, providing for the appointment of such officer and defining his rights and duties'" (No. 1386), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sanders, Int. No. 643, entitled "An act to amend the Greater New York Charter, relating to additional justices of the Municipal Court" (No. 750), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Marson, Int. No. 1081, entitled "An act to amend section 1 of title four of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relative to the election and appointment of city and ward officers" (No. 1411), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Wainwright, Int. No. 1097, entitled "An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle,' relative to the retirement of teachers by the board of education" (No. 1449), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelsey, Int. No. 561, entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (No. 631), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. E. Smith, Int. No. 1121, entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' and the acts amendatory thereof" (No. 1490), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ross, Int. No. 1049, entitled "An act concerning the settlement and collection of the arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900" (No. 1363), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which

was referred the bill introduced by Mr. Finch, Int. No. 709, entitled "An act to amend the Greater New York charter relative to police pension fund" (No. 1326), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Fowler, Int. No. 1040, entitled "An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes" (No. 1347), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. T. Smith, from the committee on banks, to which was referred the Senate bill introduced by Mr. Slater, Rec. No. 220, entitled "An act to amend section 2 of chapter 245, Laws of 1851, being an act entitled 'An act to incorporate the Broadway Savings Institution, in the city of New York'" (No. 620), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. T. Smith, from the committee on banks, to which was referred the bill introduced by Mr. Seymour, Int. No. 850, entitled "An act to extend the charter of the president and directors of the Manhattan Company, created by an act passed April 2, 1799" (No. 1033), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Apgar, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. McMillan, Int. No. 485, entitled "An act to regulate the price of illuminating gas in the city of Schenectady" (No. 1092), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Apgar, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr.

McMillan, Int. No. 843, entitled "An act regulating and controlling the erection, construction and inspection of electric wires and appliances used for electrical purposes, providing for the supervision and inspection of the same upon the streets and within buildings in the city of Yonkers" (No. 1027), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Thornton, Rec. No. 236, entitled "An act to amend chapter 505 of the Laws of 1897, as amended by chapter 323 of the Laws of 1898, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office'" (No. 731), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 1130, entitled "An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000" (No. 1400), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Outtersen, Int. No. 1094, entitled "An act authorizing the town board of the town of Wilna, county of Jefferson, to divide such town into election districts" (No. 1446), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Leggett, Int. No. 1073, entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population" (No. 1393), reported in favor of the passage of the same,



without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Candee, Int. No. 1076, entitled "An act to provide for the holding of town meetings and elections in the county of Montgomery" (No. 1396), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. McMillan, Int. No. 1032, entitled "An act to amend chapter 174 of the Laws of 1897, entitled 'An act to establish a fire department in the second school district of the town of Glenville in the county of Schenectady and for the government and maintenance of the same,' by increasing the amount to be annually raised according to the provisions of the act" (No. 1434), retaining its place in the order of second reading, reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill ordered restored to its place on the order of second reading.

Mr. Fisher, from the committee on public health, to which was referred the bill introduced by Mr. Fisher, Int. No. 1086, entitled "An act to amend the Public Health Law, relative to the local boards of health" (No. 1438), reported in favor of the passage of the same, with the following amendment:

Page 3, line 21, after the word "municipality," insert the following: "except such municipalities as are now exempt under section 32, article 2 of the Public Health Law."

MYRON E. FISHER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fisher, from the committee on public health, to which was referred the Senate bill introduced by Mr. Wilcox, Rec. No. 229, entitled "An act to amend section 166 of article 9 of chapter 215, of the Laws of 1901, entitled 'An act to amend the Public

Health Law in relation to the practice of dentistry" (No. 794), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Hoadley, Int. No. 484, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary A. Hopkins, as administratrix, of the goods, chattels and credits of William G. Hopkins, deceased, against the State of New York, for damages done on the premises of the said William G. Hopkins, by the employees of the State" (No. 543), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Newcomb, Int. No. 856, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York" (No. 1059), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. C. W. Smith, Int. No. 673, entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon" (No. 1312), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the Senate bill introduced by Mr. Malby, Rec. No-

88, entitled "An act to amend an act entitled 'An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of James W. Van Slyke and Francis E. Merritt, of Utica, New York; Westley Barr, of Carthage, New York; Samuel H. Palmer, as surviving partner of the firm of James, Remington & Palmer, and Louis Hasbrouck, Jr., of Ogdensburgh, New York, against the State for work done and services performed for the State and to render a judgement therefor" (No. 94), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Graeff, from the committee on agriculture, to which was referred the bill introduced by Mr. Plank, Int. No. 1069, entitled "An act authorizing boards of supervisors to establish county schools of agriculture and domestic economy" (No. 1389), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend the Railroad Law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith, in cities of over 1,000,000 inhabitants." (No. 1544, Int. No. 901.)

"An act to amend chapter 682 of the Laws of 1897, entitled 'An act for licensing and regulating bonds of auctioneers in cities of 1,000,000 or over,' relative to publication of notices and making of affidavits." (No. 1430, Int. No. 37.)

"An act to amend the charter of the city of Rensselaer, in relation to the collection of certain assessments, etc." (No. 1409, Int. No. 1019.)

"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mt. Vernon,' relative to arrears of taxes and assessments, annual city budgets and official newspapers." (No. 1501, Int. No. 862.)

"An act to amend the Indian Law, relative to the sale of gypsum, sand and gravel." (No. 1460, Int. No. 168.)

"An act to amend the County Law, in relation to the salary of the county judge of Suffolk county." (No. 1407, Int. No. 957.)

"An act to amend the Forest, Fish and Game Law, relative to the powers of supervisors in Queens, Nassau and Suffolk counties." (No. 1427, Int. No. 958.)

"An act to amend the Lien Law, in relation to advance payments." (No. 1450, Int. No. 1098.)

"An act to amend the Town Law, in relation to the compensation of town officers." (No. 1399, Rec. No. 158.)

"An act to amend chapter 182 of the Laws of 1898, relative to the department of public instruction in cities of the second class." (No. 1465, Int. No. 690.)

"An act to amend the Public Health law, relating to penalties for practicing veterinary medicine and surgery without a license." (No. 1401, Int. No. 254.)

"An act authorizing the comptroller of the city of New York to audit and allow, and in his discretion to pay to certain persons, compensation for services actually rendered to the city of New York as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, Eleventh Judicial District, in the years 1899 and 1900, prior to the classification and preparation of municipal civil service eligible list for the positions of interpreters and attendants in said court." (No. 1405, Int. No. 391.)

"An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing." (No. 1468, Int. No. 831.)

"An act making an appropriation for Craig Colony for Epileptics." (No. 1433, Int. No. 765.)

"An act to amend the Forest, Fish and Game Law, relating to black and gray squirrels in Orange county." (No. 1472, Int. No. 994.)



"An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse." (No. 1462, Int. No. 246.)

"An act to amend the Code of Civil Procedure, relative to actions for divorce." (No. 1421, Int. No. 627.)

"An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations." (No. 1500, Int. No. 687.)

"An act authorizing the selection of certain lands in the town of Ausable, Clinton county, and the town of Chesterfield, Essex county, known as the Ausable Chasm as a part of the Adirondack Park." (No. 1428, Int. No. 970.)

"An act authorizing the construction of retaining walls, sidewalks and curb at the approach to the bridge over the Erie canal at Fourteenth street, Watervliet, and for the rebuilding of the vertical and slope walls, and excavating the channel of Dry river in said city, and making an appropriation therefor." (No. 1419, Int. No. 135.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1471) entitled "An act authorizing the comptroller of the city of New York to audit and allow, and authorizing the comptroller of such city to pay to John E. Braun compensation for services rendered by him as interpreter in the Magistrates' Court in such city" (Int. No. 932), reported the same with the following recommendations:

Page 1, line 7, after the word "said" insert the word "comptroller."

Same page, lines 7 and 8, strike out the words "board of estimate and apportionment."

Page 2, line 7, after the word "the" insert the words "said comptroller," and strike out the words "board of estimate and apportionment."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1418) entitled "An act to amend section 1391 of the Code of Civil Procedure, in relation to exemptions and executions" (Int. No. 114), reported the same with the following recommendations:

Page 2, line 3, strike out the word "when" and insert in lieu thereof the word "where."

Same page, line 8, after the word "sold" insert a comma.

Same page, line 9, after the word "domestic" insert a comma.

Same page, line 10, after the word "debtor" insert a comma.

Same page, same line, after the word "sold" insert a comma.

Same page, line 14, after the word "debtor" insert a comma.

Same page, line 19, after the word "same" insert a comma.

Same page, line 23, after the word "debtor" insert a comma.

Page 3, line 2, after the word "specify" insert a comma.

Same page, line 9, after the word "indebtedness" insert a comma.

Same page, line 12, after the word "satisfied" insert a comma.

Same page, line 15, after the word "fail" strike out the comma.

Same page, line 16, after the word "execution" strike out the comma.

Same page, same line, after the word "indebtedness" insert a comma.

Same page, line 23, after the word "funds" insert a comma.

Page 4, line 1, after the word "issue" insert a comma.

Same page, same line, after the word "same" insert a comma.

Same page, line 2, after the word "county" where it first appears insert a comma.

Same page, line 3, after the word "judge" strike out the comma.

Same page, same line, after the word "court" insert a comma.

Same page, line 5, after the word "direct" insert a comma.

Same page, same line, after the word "execution" insert a comma."

Same page, line 7, after the word "just" insert a comma.

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1426) entitled "An act to amend the Business Corporation Law, relating to service of process on such corporations and directors meetings, and offices without the State" (Int. No. 923), reported the same with the following recommendations:

Page 2, line 22, after the word "and" insert the word "post-office."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1408) entitled "An act to amend the Highway Law, compelling the opening of obstructed highways" (Int. No. 961), reported the same with the following recommendations:

Page 1, line 6, strike out the word "computed" and insert in lieu thereof the word "commuted."

Page 2, line 3, strike out underscoring from the words "by snow" and insert in brackets the words "or otherwise" after the word "snow."

Same page, same line, strike out the underscoring from the words "and notice has been given to overseer" and insert the word "the" after the word "to."

Same page, line 8, strike out the word "or" and insert the word "and" in lieu thereof.

Same page, lines 15 and 16, underscore the words "or the commissioner of highways."

Same page, line 17, strike out the word "of."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1431) entitled "An act to amend the Code of Civil Procedure relative to the allowance of costs and disbursements to a guardian ad litem of an infant defendant, or

to the attorneys for said guardian in certain actions" (Int. No. 461), reported the same with the following recommendations:

Page 1, line 1, after the word "fifty-three" insert the word "a."

Page 4, line 21, strike out the words "the last" and insert in lieu thereof the word "this."

Page 5, line 3, strike out the word "said" and insert in lieu thereof the word "this."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1425) entitled "An act to amend the Forest, Fish and Game Law relative to the seizure and destruction of illegal devices for fishing" (Int. No. 904), reported the same with the following recommendations:

Page 1, line 1, after the word "of" insert the following: "chapter twenty of the laws of nineteen hundred, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter thirty-one of the general laws.'"

Same page, lines 1 and 2, strike out the words "the forest, fish and game law."

Same page, line 2, strike out the words "so as."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1281) entitled "An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902" (Int. No. 330), reported the same without recommendation, which report was agreed to, and said bill ordered engrossed for a third reading.



Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1502) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (Int. No. 960), reported the same with the following recommendations:

Page 4, line 7, strike out the semi-colon after the word "rates" and insert a comma in lieu thereof.

Same page, line 8, strike out the comma after the word "thereof" and insert a period in lieu thereof.

Same page, same line, capitalize the word "every."

Page 5, line 3, after the word "preceding" insert the word "section" in brackets.

Same page, line 5, strike out the figure "3" and insert the figure "2" in lieu thereof.

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1474) entitled "An act to amend the Forest, Fish and Game Law in relation to the taking of hares and rabbits" (Int. No. 602), reported the same with the following recommendations.

Page 1, lines 2 and 3, strike out the words "as amended by chapter six hundred and six of the laws of nineteen hundred and one."

Same page, line 5, after the word "laws" insert quotations and the following words: "as amended by chapter six hundred and three of the laws of nineteen hundred and chapter six hundred and six of the laws of nineteen hundred and one."

Same page, line 9, strike out the word "and."

Page 2, line 6, underscore the word "Schenectady."

Same page, line 9, underscore the words "in the county of Richmond the."

Same page, underscore all of lines 10, 11, 12, 13 and 14.

Same page, line 15, underscore the words "tember fifteenth both inclusive."

Same page, lines 17, 18 and 19, underscore the words "nor shall they be so hunted in the county of Cattaraugus until January first, nineteen hundred and five."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1473) entitled "An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to the compensation of said commissioners and their continuation in office" (Int. No. 1010), reported the same with the following recommendations:

Page 2, lines 2, 3 and 4, strike out the words "as amended by chapter five hundred and seventy-nine of the laws of nineteen hundred and one."

Amend the title to read as follows: "An act to amend chapter ninety-three of the laws of eighteen hundred and ninety-one, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' relative to the compensation of said commissioners and their continuation in office."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the following entitled bills:

"An act to amend chapter 337 of the Laws of 1891, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the City Court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure and costs." (No. 1470, Int. No. 925.)

"An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts." (No. 1463, Int. No. 285.)

"An act to amend chapter 345 of the Laws of 1869, entitled 'An act to authorize the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' in relation to the election of trustees." (No. 1469, Int. No. 909.)

"An act authorizing the construction of a steel bridge and abutments and approaches thereto over the canal slip from the Erie canal to the Niagara river on North Niagara street, in the village of Tonawanda, Erie county, N. Y., together with the adjacent canal retaining walls and making and appropriation therefor." (No. 576, Int. No. 33.)

"An act to amend the Forest, Fish and Game Law, relative to non-residents taking shell-fish." (No. 1344, Int. No. 1037.)

"An act to amend section 563 of the Code of Civil Procedure, relative to orders of arrest." (No. 1261, Int. No. 993.)

"An act to amend the Village Law, relating to the purchase of road making machinery." (No. 1250, Int. No. 982.)

"An act to amend sections 1030, 1081 and 1127 of the Code of Civil Procedure, in relation to licensed embalmers." (No. 851, Int. No. 727.)

"An act regulating the sale of real estate by real estate corporations on the installment plan." (No. 574, Int. No. 517.)

"An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State." (No. 857, Int. No. 733.)

"An act to provide for the construction of a new iron bridge over the Oswego canal at North Salina street in the city of Syracuse, and making an appropriation therefor." (No. 1272, Int. No. 223.)

"An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State." (No. 856, Int. No. 732.)

"An act to amend the Greater New York Charter, relative to power to fix rents, etc., for water supply." (No. 1458, Int. No. 756.)

"An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation." (No. 1241, Int. No. 973.)

"An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor." (No. 413, Int. No. 389.)

"An act to provide for the construction of a bridge over the Allegany river on the Allegany Indian reservation in the town of South Valley, in the county of Cattaraugus, and making an appropriation therefor." (No. 126, Int. No. 126.)

"An act to amend the Code of Criminal Procedure, relative to certificates of stay upon appeal." (No. 1201, Int. No. 951.)

"An act to release to Ellen Riley, all the right, title and interest of the people of the State in and to a lot of land whereof her husband James Riley died seized." (No. 783, Int. No. 668.)

"An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company." (No. 1302, Int. No. 1015.)

"An act to amend the Code of Civil Procedure, relative to proof of handwriting." (No. 1173, Int. No. 931.)

"An act to provide for the construction of a bridge over the Erie canal in the village of Canajoharie, and making an appropriation therefor." (No. 144, Int. No. 144.)

"An act to provide for the instruction of the blind." (No. 1203, Int. No. 953.)

"An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations." (No. 1500, Int. No. 687.)

Mr. Gardner, from the committee on revision, to which was referred the bill (No. 1388) entitled "An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the First Division of the city of New York, and to compensate her for such services" (Int. No. 1068), reported the



same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Wainwright offered for the consideration of the House, a resolution in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 1493) entitled "An act to prohibit any railroad corporation from operating a railroad by steam power in the Fourth or Park avenue tunnel, situated in the borough of Manhattan in the city of New York" (Int. No. 1124), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Prince offered for the consideration of the House, a resolution in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 197) entitled "An act to amend the Railroad Law, in relation to the protection of certain employees of street railroads in the city of New York" (Int. No. 197), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

The bill (No. 1335) entitled "An act to repeal chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies'" (Int. No. 1028), was read the second time.

On motion of Mr. Dooling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1417) entitled "An act in relation to the motive power to be used upon the New York and Harlem Railroad in Park avenue, in the city of New York, and the terminals connected therewith" (Int. No. 1105), having been announced for a second reading,

Mr. Apgar moved to amend as follows:

Page 2, line 8, after the word "lessee" insert the following words: "and the New York, New Haven and Hartford railroad

company, so long as it has contract rights to operate its trains through said tunnel."

Same page, line 11, strike out the words "shall have obtained or."

Same page, line 12, strike out the words "either one of said companies which may be operating the railroad of the said."

Same page, line 14, after the word "company" insert the words "to be given only with the consent of the said New York Central and Hudson river railroad company, so long as it remains such lessee, and of the said the New York, New Haven and Hartford railroad company, so long as it shall have such contract rights."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Apgar, said bill was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

The bill (No. 595) entitled "An act for the relief of John Chiesa, extending his time to file a notice of intention to sue for personal injuries" (Int. No. 534), having been announced for a second reading.

Mr. Scanlon moved to amend as follows:

Page 1, line 9, strike out the word "six" and insert the word "nine."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Scanlon, said bill was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1429) entitled "An act to amend the Code of Civil Procedure, in relation to real property of infants and incompetent persons" (Int. No. 1006), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1084) entitled "An act to amend the Penal Code, by requiring persons, associations and corporations engaged in

the laundry business to furnish receipts" (Int. No. 599), having been announced for a third reading,

Mr. Phillips moved that said bill be committed to the committee on codes, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1217) entitled "An act relative to the awarding of certain public contracts in the city of Syracuse" (Int. No. 967), having been announced for a third reading,

On motion of Mr. Hammond, said bill was laid aside, retaining its place on the order of third reading.

The Senate concurrent resolution (No. 208) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article 7 of the Constitution in relation to the payment of debts of the State" (Rec. No. 120), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, in the words following:

"Section 1. Resolved (if the Assembly concur), That article seven of the constitution be amended by adding thereto a new section to be known as section eleven, to read as follows:

#### ARTICLE VII.

"§ 11. The legislature may appropriate out of any funds in the treasury, moneys to pay the accruing interest and principal of any debt heretofore or hereafter created, or any part thereof and may set apart in each fiscal year, moneys in the state treasury as a sinking fund to pay the interest as it falls due and to pay and discharge the principal of any debt heretofore or hereafter created under section four of article seven of the constitution until the same shall be wholly paid, and the principal and income of such sinking fund shall be applied to the purpose for which said sinking fund is created and to no other purpose whatever; and, in the event such moneys so set apart in any fiscal year be sufficient to provide such sinking fund, a direct annual tax for such year need not be imposed and collected, as required by the provisions of said section four of article seven, or of any law enacted in pursuance thereof."

"§ 2. Resolved (if the Assembly concur), That the foregoing amendment be referred to the legislature to be chosen at the

next general election of senators, and in conformity with section one, of article fourteen of the constitution, be published for three months previous to the time of such election.

Mr. Speaker put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }  
{ NOES 10 }

Those who voted in the affirmative, were

Allds	Dale	Griffith	Newcomb	Ross
Allen F E	Darrison	Hammond	Nye	Ruehl
Allen J A	Davis G	Hanford	O'Brien	Salyerds
Allston	Davis M	Haviland	O'Malley	Sanders
Ash	Dickinson	Kelsey	Orr	Schneider
Barrett	Dooling	Knipp	Patton	Sherer
Bennet	Doll	Langhorst	Pendry	Smith C W
Blackwell	Dusinbery	Leggett	Phipps	Smith J T
Bradley	Egan	Lewis	Plank	Snyder
Brill	Fancher	Litthauer	Platt	Stiles
Brooks	Ferre	Mansfield	Prince	Traub
Burnett	Finch	McCullough	Rainey	Treat
Cadin	Fisher	McInerney	Reilley	Ulmann
Candee	Fitzgerald	McMillan	Remsen	Wainwright
Conkling	Fitzp'ck W P	Merritt	Reynolds	Weekes
Cook	Fowler	Monroe	Richter	Williams
Coon	Fuller	Moran	Rider	Wilson
Coughtry	Gardiner	Morgan	Rogers	Wolf
Cowan	Grady	Neville		

Those who voted in the negative, were

Bordwell	Hooker	Palmer	Phillips	Smith J E
Dickey	Landon	Patchin	Smith G H	Yale

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1152) entitled "An act to amend chapter 34 of the Laws of 1858, entitled 'An act to make school district No. 9, in the town of Pomfret, a union free school district,' in relation to the powers of the board of education, and the compensation



of officers " (Int. No. 921), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McMillan	Richter
Adler	Coughtry	Hammond	McNair	Robinson
Ahern	Cowan	Hanford	McQuade	Ross
Allds	Dale	Haviland	Merritt	Ruehl
Allen F E	Darrison	Hewitt	Monroe	Salyerds
Allston	Day	Higgins	Moran	Scanlon
Apgar	Davis G	Hoadley	Morgan	Schneider
Ash	Dickey	Hooker	Newcomb	Sherer
Baldwin	Dickinson	Hughes	Nye	Sloane
Barrett	Dooling	Keenan	O'Brien	Smith C W
Bedell	Doll	Kelsey	O'Malley	Smith J E
Blackwell	Doughty	Knipp	Outterson	Smith J T
Bourke	Duer	Lally	Oxford	Stevens
Brill	Duross	Landon	Palmer	Stiles
Brooks	Dusinbery	Langhorst	Patten	Townsend
Burke	Fancker	Leggett	Pendry	Traub
Burnett	Ferre	Lewis	Phillips	Ulmann
Burns	Finch	Litthauer	Phipps	Wainwright
Cadin	Fitzgerald	Manee	Platt	Weber
Candee	Fitzp'ck J H	Mansfield	Prince	Weekes
Colby	Fitzp'ck W P	Marson	Rainey	Wilson
Conkling	Fowler	McAdam	Reeve	Wolf
Cook	Fuller	McCullough	Remsen	Woody
Coon	Gardiner	McInerney	Reynolds	Yale
Costello	Grady			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 258) entitled "An act to amend subdivision 3 of section 46 of the Legislative Law, relative to the distribution of session laws" (Rec. No. 87), was read the third

time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 {  
} NOES 00 {

Those who voted in the affirmative, were

Adams	Costello	Grady	Merritt	Rogers
Adler	Cotton	Graeff	Monroe	Ross
Ahern	Coughtry	Griffith	Moran	Ruehl
Allds	Cowan	Hammond	Neville	Salyerds
Allen F E	Dale	Haviland	Newcomb	Sanders
Allen J A	Daly	Hewitt	Nye	Schneider
Allston	Darrison	Higgins	O'Brien	Seymour
Apgar	Day	Hoadley	O'Malley	Sherer
Ash	Davis G	Hooker	Orr	Sloane
Baldwin	Davis M	Hughes	Outterson	Smith C W
Barrett	Dickey	Keenan	Oxford	Smith G H
Bedell	Dickinson	Knipp	Palmer	Smith J E
Burnett	Dooling	Lally	Patchin	Smith J T
Blackwell	Doll	Landon	Patton	Snyder
Bordwell	Doughty	Langhorst	Pendry	Stevens
Bourke	Duer	Leggett	Phillips	Stiles
Bradley	Duross	Lewis	Phipps	Sulzberger
Brill	Dusinbery	Litthauer	Plank	Townsend
Brooks	Egan	Manee	Platt	Traub
Burke	Fancher	Mansfield	Prince	Treat
Burnett	Ferre	Marson	Rainey	Wainwright
Burns	Finch	McAdam	Reeve	Weber
Cadin	Fisher	McCullough	Reilley	Weekes
Candee	Fitzgerald	McInerney	Remsen	Williams
Chambers	Fitzp'ck J H	McKeown	Reynolds	Wilson
Colby	Fitzp'ck W P	McMillan	Richter	Wolf
Conkling	Fowler	McNair	Rider	Woody
Cook	Fuller	McQuade	Robinson	Yale
Coon	Gardiner	Meeks		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 475) entitled "An act to amend the Legislative Law, relative to the publication of concurrent resolutions proposing amendments to the Constitution" (Rec. No. 106), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 134 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Fuller	McMillan	Rider
Adler	Cook	Gardiner	McNair	Rogers
Ahern	Coon	Grady	McQuade	Ross
Allds	Costello	Graeff	Merritt	Ruehl
Allen F E	Cotton	Griffith	Monroe	Salyerds
Allen J A	Coughtry	Hammond	Moran	Sanders
Allston	Cowan	Haviland	Neville	Scanlon
Apgar	Dale	Hewitt	Newcomb	Schneider
Ash	Daly	Higgins	Nye	Sherer
Baldwin	Darrison	Hoadley	O'Brien	Sloane
Barrett	Day	Hooker	O'Malley	Smith J F
Bedell	Davis G	Hughes	Outterson	Smith J L
Burnett	Davis M	Keenan	Palmer	Snyder
Bedell	Dickey	Kelsey	Patchin	Sulzberger
Bennet	Dickinson	Knipp	Patton	Townsend
Blackwell	Dooling	Lally	Pendry	Traub
Bourke	Doll	Landon	Phillips	Treat
Bradley	Doughty	Langhorst	Phipps	Ulmann
Brill	Duer	Leggett	Plank	Wainwright
Brooks	Duross	Lewis	Platt	Weber
Burke	Egan	Litthauer	Prince	Weekes
Burnett	Finch	Mansfield	Rainey	Williams
Burns	Fisher	Marson	Reeve	Wilson
Cadin	Fitzgerald	McAdam	Reiley	Wolf
Candee	Fitzp'ck J H	McCullough	Remsen	Woody
Chambers	Fitzp'ck W P	McInerney	Reynolds	Yale
Colby	Fowler	McKeown	Richter	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1055) entitled "An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives" (Int. No. 852), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Monroe	Ross
Adler	Coughtry	Hewitt	Moran	Ruehl
Ahern	Cowan	Higgins	Morgan	Salyerds
Allds	Dale	Hoadley	Neville	Scanlon
Allen J A	Darrison	Hughes	Nye	Schneider
Allston	Day	Keenan	O'Brien	Seymour
Apgar	Davis G	Knipp	O'Malley	Sherer
Ash	Dickey	Lally	Outterson	Sloane
Baldwin	Dickinson	Landon	Oxford	Smith C W
Barrett	Dooling	Langhorst	Palmer	Smith G H
Bennet	Doll	Leggett	Patton	Smith J E
Blackwell	Doughty	Lewis	Pendry	Smith J T
Bordwell	Duer	Litthauer	Phillips	Stevens
Bourke	Dusinbery	Manee	Phipps	Stiles
Bradley	Egan	Mansfield	Platt	Sulzberger
Brill	Ferre	Marson	Princee	Townsend
Brooks	Finch	McAdam	Rainey	Treat
Burnett	Fisher	McCullough	Reeve	Ulmann
Burns	Fitzgerald	McInerney	Reilly	Wainwright
Cadin	Fitzp'ek W P	McKeown	Rensen	Weekes
Candee	Fowler	McMillan	Richter	Williams
Chambers	Fuller	McNair	Rider	Wilson
Colby	Grady	McQuade	Robinson	Woody
Cook	Graeff	Merritt	Rogers	Yale
Coon	Hammond			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



The Senate bill (No. 766) entitled "An act to enable the city of Buffalo to grant to the Buffalo Zoological Society the right to establish and maintain a zoological garden upon the park lands of said city, and to authorize appropriations therefor" (Rec. No. 233), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Monroe	Rogers
Adler	Dale	Hewitt	Moran	Ruehl
Ahern	Dal	Higgins	Morgan	Salyerds
Allds	Day	Hoadley	Neville	Sanders
Allen F E	Davis G	Hooker	Newcomb	Scanlon
Allen J A	Davis M	Hughes	Nye	Schneider
Allston	Dickey	Keenan	O'Brien	Seymour
Apgar	Dickinson	Kelsey	Orr	Sherer
Ash	Dooling	Lally	Outtersen	Sloane
Baldwin	Doll	Landon	Oxford	Smith C W
Barrett	Doughty	Langhorst	Palmer	Smith J E
Bedell	Duer	Leggett	Patchin	Smith J T
Bennet	Duross	Lewis	Patton	Snyder
Blackwell	Dusinbery	Litthauer	Pendry	Stevens
Bradley	Egan	Manee	Phillips	Sulzberger
Brill	Fancher	Mansfield	Phipps	Townsend
Brooks	Ferre	Marson	Plank	Traub
Burnett	Fisher	McAdam	Prince	Ulmann
Burns	Fitzgerald	McCullough	Rainey	Wainwright
Candee	Fitzp'ck J H	McInerney	Reeve	Weber
Chambers	Fitzp'ck W P	McKeown	Reiley	Weekes
Conkling	Fowler	McMillan	Remsen	Williams
Cook	Fuller	McNair	Reynolds	Wilson
Coon	Grady	McQuade	Richter	Wolf
Costello	Graeff	Meeks	Rider	Woody
Cotton	Hammond	Merritt	Robinson	Yale
Coughtry	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1414) entitled "An act to amend chapter 197 of the Laws of 1818, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences, and to extend the powers of said corporation" (Int. No. 688), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hanford	Merritt	Robinson
Adler	Costello	Haviland	Monroe	Rogers
Ahern	Cotton	Hewitt	Morgan	Ruehl
Allds	Cowan	Higgins	Neville	Salyerds
Allen J A	Dale	Hoadley	Newcomb	Sanders
Allston	Daly	Hooker	Nye	Scanlon
Apgar	Day	Hughes	O'Brien	Seymour
Ash	Davis G	Keenan	O'Malley	Sherer
Baldwin	Davis M	Kelsey	Orr	Smith C W
Barrett	Dickinson	Knipp	Outterson	Smith G H
Bedell	Dooling	Lally	Palmer	Smith J E
Bennet	Doll	Landon	Patchin	Smith J T
Blackwell	Doughty	Langhorst	Patton	Snyder
Bordwell	Duer	Leggett	Pendry	Stiles
Bourke	Dusinbery	Lewis	Phillips	Sulzberger
Bradley	Egan	Litthauer	Phipps	Traub
Brill	Fancher	Mansfield	Plank	Treat
Brooks	Ferre	Marson	Platt	Wainwright
Burke	Fisher	McAdam	Prince	Weber
Burnett	Fitzgerald	McCullough	Rainey	Weekes
Burns	Fitzp'ck J H	McInerney	Reeve	Williams
Cadin	Fitzp'ck W P	McKeown	Reilly	Wilson

Candee	Fowler	McNair	Reynolds	Wolf
Chambers	Gardiner	McQuade	Richter	Woody
Colby	Graeff	Meeks	Rider	Yale
Conkling	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1459) entitled "An act to change the name, define the corporate objects and purposes, regulate the powers and government of the corporation Chautauqua Assembly, and to consolidate with said Chautauqua university and the Chautauqua School for Theology" (Int. No. 878), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Monroe	Rogers
Adler	Cowan	Hewitt	Moran	Ross
Allds	Daly	Higgins	Morgan	Salyerds
Allen F E	Darrison	Hoadley	Newcomb	Sanders
Allen J A	Day	Hughes	Nye	Schneider
Allston	Davis G	Keenan	O'Brien	Seymour
Apgar	Dickey	Kelsey	O'Malley	Sherer
Ash	Dickinson	Knipp	Orr	Smith C W
Baldwin	Dooling	Lally	Oxford	Smith G H
Barrett	Doughty	Landon	Palmer	Smith J E
Barrett	Duer	Langhorst	Patchin	Smith J T
Blackwell	Duross	Leggett	Patton	Stevens
Bordwell	Egan	Lewis	Pendry	Stiles
Bradley	Fancher	Litthauer	Phillips	Sulzberger
Brooks	Ferre	Manee	Phipps	Townsend
Burke	Finch	Marson	Plank	Treat
Burns	Fitzgerald	McAdam	Platt	Ulmann
Candee	Fitzp'ck J H	McCullough	Rainey	Wainwright

Chambers	Fitzp'ck W P	McInerney	Reeve	Weekes
Colby	Fowler	McKeown	Reilley	Williams
Conkling	Fuller	McMillan	Remsen	Wilson
Cook	Grady	McNair	Richter	Woody
Coon	Graeff	McQuade	Rider	Yale
Costello	Griffith	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 1413, Senate reprint No. 376) entitled "An act to provide for the enrollment of members of political parties in towns" (Rec. No. 57), having been announced for a third reading,

Mr. Bradley moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith, amended as follows:

Page 2, line 20, insert the word "Erie" after the word "Dutchess."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bradley, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Grady	Meeks	Richter
Adler	Coughtry	Griffith	Merritt	Rider
Ahern	Cowan	Hammond	Monroe	Robinson
Allds	Dale	Hanford	Moran	Rogers
Allen F E	Daly	Hewitt	Morgan	Ruehl
Allen J A	Darrison	Higgins	Neville	Salverds
Allston	Day	Hooker	Newcomb	Sanders
Apgar	Davis G	Hughes	Nye	Scanlon



Ash	Davis M	Keenan	O'Brien	Seymour
Baldwin	Dickey	Kelsey	O'Malley	Sherer
Barrett	Dickinson	Knipp	Orr	Smith C W
Bedell	Dooling	Lally	Outterson	Smith G H
Blackwell	Doll	Langhorst	Oxford	Smith J E
Bordwell	Doughty	Leggett	Palmer	Snyder
Bourke	Duer	Lewis	Patchin	Stevens
Brill	Duross	Iitthauer	Patton	Sulzberger
Brooks	Dusinbery	Manee	Pendry	Townsend
Burke	Fancher	Mansfield	Phillips	Treat
Burnett	Ferre	Marson	Phlips	Ulmann
Burns	Finch	McAdam	Plank	Wainwright
Cadin	Fisher	McCullough	Platt	Weekes
Chambers	Fitzgerald	McInerney	Rainey	Williams
Colby	Fitzp'ck J H	McKeown	Reeve	Wilson
Conkling	Fitzp'ck W P	McMillan	Reilley	Wolf
Cook	Fuller	McNair	Remsen	Woody
Coom	Gardiner	McQuade	Reynolds	Yale
Costello				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1378) entitled "An act authorizing the superintendent of the poor of Albany county to hear, audit and determine the claim of the Troy Catholic Male Orphan Asylum, of Troy, N. Y., and make an award thereon" (Int. No. 453), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hanford	Merritt	Rogers
Adler	Coughtry	Haviland	Monroe	Ross
Ahern	Cowan	Hewitt	Moran	Ruehl
Allds	Dale	Higgins	Neville	Salyerds

Allen F E	Day	Hoadley	Newcomb	Sanders
Allen J A	Davis G	Hooker	Nye	Scanlon
Allston	Davis M	Hughes	O'Brien	Schneider
Apgar	Dickinson	Keenan	O'Malley	Seymour
Ash	Dooling	Kelsey	Orr	Sherer
Baldwin	Doll	Knipp	Outterson	Sloane
Barrett	Doughty	Lally	Oxford	Smith C W
Bedell	Duer	Landon	Patchin	Smith J E
Bennet	Duross	Langhorst	Patton	Smith J T
Blackwell	Dusinbery	Leggett	Payne	Snyder
Bordwell	Fancher	Lewis	Pendry	Stevens
Bourke	Finch	Litthauer	Phillips	Stiles
Brill	Fisher	Manee	Phipps	Sulzberger
Brooks	Fitzp'ck J H	Mansfield	Plank	Townsend
Burke	Fitzp'ck W P	Marson	Prince	Treat
Burnett	Fowler	McCullough	Rainey	Ulmann
Burns	Fuller	McInerney	Rêve	Wainwright
Cadin	Gardiner	McKeown	Reilley	Weber
Candee	Grady	McMillan	Rensen	Wilson
Chambers	Graeff	McNair	Richter	Wolf
Colby	Griffith	McQuade	Rider	Woody
Cook	Hammond	Meeks	Robinson	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1379) entitled "An act to amend the Forest, Fish and Game Law, relative to taking woodcock in certain counties" (Int. No. 803), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Ross
Adler	Cotton	Graeff	Merritt	Ruehl
Ahern	Coughtry	Hammond	Monroe	Salyerds
Allds	Cowan	Hanford	Morgan	Scanlon

Allen F E	Dale	Hewitt	Neville	Schneider
Allen J A	Daly	Higgins	Newcomb	Seymour
Allston	Day	Hoadley	Nye	Sherer
Apgar	Davis G	Hooker	O'Malley	Sloane
Ash	Davis M	Hughes	Orr	Smith G H
Baldwin	Dickey	Keenan	Outterson	Smith J E
Bedell	Dickinson	Kelsey	Palmer	Smith J T
Bennet	Doll	Knipp	Patchin	Snyder
Blackwell	Doughty	Lally	Patton	Stevens
Bordwell	Duer	Landon	Pendry	Stiles
Bourke	Duross	Langhorst	Phipps	Sulzberger
Brill	Dusinbery	Leggett	Platt	Traub
Brooks	Egan	Lewis	Plank	Treat
Burke	Fancher	Litthauer	Rainey	Ulmann
Burnett	Ferre	Manee	Reeve	Wainwright
Burns	Finch	Mansfield	Reilley	Weekes
Cadin	Fisher	McAdam	Remsen	Weekes
Candee	Fitzp'ck W P	McCullough	Richter	Wilson
Chambers	Fitzp'ck J H	McInerney	Rider	Wolf
Conkling	Fowler	McMillan	Robinson	Woody
Cook	Fuller	McNair	Rogers	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1415) entitled "An act to amend the Civil Service Law, relating to removals" (Int. No. 742), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
{ NOES 7 }

Those who voted in the affirmative, were

Adams	Cook	Gardiner	McMillan	Reynolds
Adler	Coon	Grady	McNair	Rider
Ahern	Costello	Griffith	Meeks	Robinson
Allen F E	Cotton	Haviland	Merritt	Ross
Allen J A	Cowan	Hewitt	Monroe	Ruehl

Allston	Dale	Higgins	Moran	Sanders
Apgar	Daly	Hooker	Neville	Scanlon
Ash	Day	Hughes	Nye	Seymour
Baldwin	Davis M	Keenan	O'Brien	Sherer
Barrett	Dickey	Kelsey	Orr	Smith C W
Bedell	Dooling	Lally	Oттerson	Smith G H
Bennet	Doughty	Langhorst	Oxford	Smith J T
Blackwell	Duer	Leggett	Patchin	Snyder
Bourke	Dusinbery	Lewis	Patton	Stiles
Bradley	Egan	Litthauer	Phillips	Townsend
Brill	Ferre	Manee	Phipps	Treat
Brooks	Finch	Mansfield	Plank	Wainwright
Burke	Fisher	Marson	Platt	Weber
Burnett	Fitzgerald	McAdam	Prince	Weekes
Burns	Fitzp'ck W	McCullough	Rainey	Wilson
Candee	Fowler	McInerney	Reilley	Woody
Colby	Fuller	McKeown	Remsen	Yale
Conkling				

Those who voted in the negative, were

Cadin	Hammond	Newcomb	Traub	Williams
Davis G	Morgan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 651) entitled "An act making an appropriation for improving the Glens Falls feeder and repairing the prism and side walls thereof" (Int. No. 579), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Morgan	Ross
Adler	Cotton	Hewitt	Moran	Salyerds
Allds	Coughtry	Hughes	Neville	Sanders
Allen F E	Cowan	Keenan	Nye	Schneider
Allen J A	Daly	Kelsey	O'Brien	Seymour



Allston	Darrison	Landon	Orr	Sherer
Apgar	Day	Langhorst	Outterson	Sloane
Ash	Davis G	Leggett	Oxford	Smith C W
Baldwin	Davis M	Lewis	Palmer	Smith G H
Bedell	Dickey	Litthauer	Patchin	Smith J E
Blackwell	Dickinson	Manee	Patton	Smith J T
Bordwell	Dooling	Mansfield	Pendry	Stevens
Bourke	Doughty	Marson	Phillips	Townsend
Bradley	Duer	McAdam	Phipps	Traub
Brill	Duross	McCullough	Plank	Treat
Brooks	Dusinbery	McInerney	Platt	Ulmann
Burke	Egan	McKeown	Prince	Wainwright
Burnett	Ferre	McMillan	Rainey	Weber
Burns	Finch	McNair	Reeve	Weekes
Cadin	Fisher	McQuade	Reilly	Wilson
Chambers	Fitzgerald	Meeks	Remsen	Wolf
Colby	Fitzp'ck W P	Merritt	Reynolds	Woody
Conkling	Gardiner	Monroe	Rogers	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1309) entitled "An act to incorporate the Edge-water Fire Department in the borough of Richmond" (Int. No. 1022), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hammond	McQuade	Robinson
Adler	Daly	Hanford	Meeks	Ross
Ahern	Darrison	Haviland	Monroe	Ruehl
Alld	Day	Hewitt	Moran	Salverds
Allen F E	Davis M	Higgins	Morgan	Sanders
Allston	Dickey	Hoadley	Neville	Schneider
Apgar	Dickinson	Hooker	Newcomb	Seymour
Baldwin	Doll	Hughes	Nye	Sherer

Barrett	Doughty	Keenan	O'Brien	Sloane
Bedell	Duer	Kelsey	Orr	Smith C W
Blackwell	Duross	Knipp	Outterson	Smith G H
Bordwell	Dusinbery	Lally	Oxford	Smith J E
Brill	Fancher	Iandon	Patchin	Snyder
Brooks	Ferre	Langhorst	Patton	Stevens
Burke	Finch	Leggett	Pendry	Sulzberger
Burns	Fitzgerald	Lewis	Phillips	Townsend
Cadin	Fitzp'ck J H	Litthauer	Plank	Traub
Candee	Fitzp'ck W P	Manee	Platt	Treat
Colby	Fowler	Mansfield	Prince	Wainwright
Conkling	Fuller	Marson	Rainey	Weber
Cook	Gardiner	McAdam	Reeve	Williams
Costello	Grady	McInerney	Remsen	Wilson
Cotton	Graeff	McKeown	Reynolds	Woody
Coughtry	Griffith	McNair	Rider	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Remsen offered for the consideration of the House, a resolution in the words following:

Resolved, That the committee on affairs of cities, be discharged from the further consideration of the bill (No. 1497) entitled "An act to appropriate annually the sum of \$5,000, to be made by the board of estimate and apportionment of the city of New York in its discretion for the benefit of the benevolent funds of the former volunteer fire department of the former towns of Flatbush, New Utrecht, Gravesend and Flatlands" (Int. No. 1128), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a second reading,

Mr. Remsen moved to amend as follows:

Page 1, line 2, strike out all after the word "New York."

Same page, strike out all of lines 3 and 4.

Same page, line 4, insert the word "is."

Same page, line 5, change the word "comptroller" to the word "comptroller."

Amend title by striking out the words "to be made by the board of estimate and apportionment of the city of New York in its discretion."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Remsen, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Remsen, said bill was ordered reprinted and placed on the order of third reading, and recommitted to the committee on affairs of cities.

The Senate returned the bill (No. 911) entitled "An act reappropriating unexpended balances of appropriations heretofore made for the New York State School for the Blind" (Int. No. 764), with a message that they had concurred in the passage of the same, with the following amendments:

Page 1, line 9, after the word "institution" insert the words "and the same may be expended for needed repairs and betterments."

Page 2, line 5, strike out the period.

Same page, same line, strike out after the word "made" the words "except as herein provided."

Mr. Hooker moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McNair	Ruehl
Adler	Coughtry	Hammond	Meeks	Salyerds
Allds	Dale	Hanford	Merritt	Scanlon
Allen J A	Daly	Haviland	Moran	Schneider
Allston	Darrison	Higgins	Newcomb	Sherer
Apgar	Davis G	Hooker	Nye	Sloane
Ash	Davis M	Hughes	O'Brien	Smith C W
Baldwin	Dickey	Keenan	Orr	Smith J E
Barrett	Dickinson	Knipp	Oxford	Smith J T
Bennet	Doll	Landon	Palmer	Stevens

Blackwell	Duer	Langhorst	Patton	Stiles
Bourke	Duross	Leggett	Phillips	Townsend
Bradley	Egan	Lewis	Plank	Traub
Brill	Fancher	Litthauer	Platt	Treat
Burke	Ferre	Mansfield	Prince	Ulmann
Burnett	Fisher	Marson	Reeve	Wainwright
Cadin	Fitzgerald	McAdam	Reilley	Weber
Chambers	Fitzp'ck J H	McCullough	Reynolds	Weekes
Colby	Fitzp'ck W P	McInerney	Richter	Wilson
Cook	Fuller	McKeown	Robinson	Wolf
Coon	Gardiner	McMillan	Rogers	Yale
Costello				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A message was received from the Senate in the words following:

IN SENATE, *March 11, 1902.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 59, Assembly reprint No. 856, entitled "An act to amend the Greater New York charter, relative to inferior courts of criminal jurisdiction." (Rec. No. 15.)

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Elsberg, and by unanimous consent, the same was amended as follows:

Page 2, line 6, after the word "magistrates" insert the following: "the number of police clerks' assistants in the first division shall not exceed eighteen."

Said bill as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate.

JAMES S. WHIPPLE,

*Clerk.*

Mr. G. Davis moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 105 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hewitt	Neville	Scanlon
Adler	Cowan	Higgins	Newcomb	Schneider
Ahern	Dale	Hooker	Nye	Sherer
Allds	Darrison	Keenan	O'Malley	Sloane
Allen F E	Davis G	Hughes	Orr	Smith C W
Allen J A	Dickey	Knipp	Oxford	Smith G H
Apgar	Dooling	Landon	Palmer	Smith J E
Ash	Doll	Langhorst	Patchin	Snyder
Barrett	Duer	Leggett	Pendry	Stevens
Bennet	Duross	Lewis	Phipps	Stiles
Bordwell	Egan	Litthauer	Plank	Sulzberger
Bourke	Ferre	Manee	Platt	Traub
Brill	Fisher	Mansfield	Rainey	Treat
Burke	Fitzp'ck J H	McAdam	Reeve	Ulmann
Burnett	Fitzp'ck W P	McCullough	Remsen	Weekes
Cadin	Fowler	McMillan	Richter	Weekes
Candee	Fuller	McNair	Rider	Williams
Chambers	Grady	McQuade	Rogers	Wilson
Colby	Griffith	Meeks	Ross	Wolf
Coon	Hammond	Monroe	Ruehl	Woody
Costello	Hanford	Morgan	Salyerds	Yale

Said bill as amended was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Moran	Scanlon
Ahern	Coughtry	Hanford	Morgan	Schneider
Allds	Dale	Haviland	Neville	Seymour
Allen F E	Daly	Hewitt	Newcomb	Sloane
Allen J A	Day	Hoadley	O'Brien	Smith C W
Allston	Davis G	Hooker	O'Malley	Smith G H
Apgar	Dickey	Hughes	Orr	Smith J E

Ash	Dickinson	Keenan	Outterson	Smith J T
Barrett	Dooling	Knipp	Oxford	Snyder
Bennet	Doughty	Lally	Palmer	Stevens
Blackwell	Duer	Landon	Patchin	Sulzberger
Bourke	Dusinbery	Langhorst	Phillips	Townsend
Bradley	Egan	Leggett	Platt	Traub
Brill	Ferre	Lewis	Rainey	Ulmann
Burke	Finch	Manea	Reilley	Wainwright
Burnett	Fisher	McAdam	Remsen	Weber
Cadin	Fitzp'ck J H	McCullough	Richter	Weekes
Candee	Fitzp'ck W P	McMillan	Rider	Williams
Colby	Fowler	McNair	Robinson	Wilson
Conkling	Fuller	McQuade	Rogers	Wolf
Coon	Grady	Meeks	Ruehl	Woody
Costello	Graeff	Merritt	Sanders	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of said bill, and as amended have again passed the same.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the mayor of the city of New York requesting the return of the Senate bill (No. 710) entitled "An act to amend the Greater New York Charter, relative to places of public amusement" (Rec. No. 246), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. O'Malley offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly, of the bill (No. 428) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to probation officers appointed by the police justice" (Int. No. 404), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor for the purpose of amendment the bill (No. 428) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to probation officers appointed by the police justice" (Int. No. 404), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to permit the city of Syracuse to use the balance of the fund raised to acquire the parcel of land in said city known as 'Round Top' for public park purposes, for the improvement of said park." (No. 584, Int. No. 523.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

"An act to amend the charter of the city of Watervliet relative to the board of electric light commissioners." (No. 336, Int. No. 319.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Watervliet.

"An act to amend the Code of Civil Procedure, relating to the City Court of the city of New York." (No. 1192, Int. No. 158.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend the Greater New York Charter by adding a section in relation to franchises of tunnel railroad corporations, now or hereafter incorporated, for constructing and operating tunnel railroads to connect with other railroads and form thereby a continuous line between a point or points within, and

a point or points without the city of New York." (No. 1045, Int. No. 559.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 26 of the Laws of 1885, relative to powers and duties of marshals of the Municipal Court of the city of Syracuse." (No. 1162, Int. No. 692.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

"An act to incorporate the Buffalo Zoological Society, and to provide for the establishment of a zoological garden in the city of Buffalo." (No. 1352, Int. No. 317.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Mr. Sherer presented the petition of John J. Young contesting the seat now held by the Hon. Myron Sulzberger for the Twenty-sixth New York district; which was referred to the committee on privileges and elections.

On motion of Mr. Allds, the House adjourned.

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### THURSDAY, MARCH 13, 1902.

The House met pursuant to adjournment.

Prayer by Rev. Edward P. Johnson.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Sanders was excused for the balance of the week.

The Senate sent for concurrence the following entitled bills:

"An act in relation to Beach avenue, Oak avenue and Woodbine avenue in the village of Larchmont, Westchester county, State of New York" (No. 893, Rec. No. 264), which was read the first time and referred to the committee on affairs of villages.



"An act concerning grants of land within this State attempted to be made by the crown after the taking effect of the act of parliament of 1 Anne, chapter 7, section 5, and prior to October 14, 1775, and declaratory of the law relative thereto" (No. 917, Rec. No. 265), which was read the first time and referred to the committee on the judiciary.

"An act to provide for the construction of a building for hospital purposes and acquiring land for the same in the borough of the Bronx in the city of New York" (No. 892, Rec. No. 266), which was read the first time.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	125	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Morgan	Ruehl
Adler	Dale	Hewitt	Neville	Salverds
Ahern	Daly	Higgins	Newcomb	Sanders
Allen F E	Day	Hoadley	O'Brien	Scanlon
Allen J A	Davis M	Hooker	O'Malley	Schneider
Allston	Dickey	Keenan	Outtersen	Seymour
Apgar	Dickinson	Knipp	Oxford	Sherer
Ash	Dooling	Lally	Palmer	Sloane
Baldwin	Doll	Landon	Patton	Smith C W
Barrett	Doughty	Langhorst	Pendry	Smith G H
Bedell	Duer	Leggett	Phillips	Smith J E
Blackwell	Duross	Litthauer	Phipps	Smith J T
Bordwell	Egan	Manee	Plank	Snyder
Bradley	Fancher	Mansfield	Platt	Stiles
Brill	Ferre	Marson	Prince	Sulzberger
Brooks	Finch	McAdam	Rainey	Townsend

Burnett	Fitzgerald	McCullough	Reeve	Traub
Burns	Fitzp'ck J H	McInerney	Reilley	Treat
Cadin	Fitzp'ck W P	McKeown	Remsen	Wainwright
Candee	Fowler	McMillan	Reynolds	Weber
Colby	Fuller	McNair	Richter	Weekes
Conkling	Gardiner	McQuade	Rider	Williams
Cook	Grady	Merritt	Robinson	Wilson
Coon	Graeff	Monroe	Rogers	Woody
Costello	Griffith	Moran	Ross	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following entitled bills:

"An act to make the office of sheriff in the county of Ontario a salaried office" (No. 908, Rec. No. 267), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 109 of the Railroad Law, in relation to the removal of center-bearing rails from the streets of incorporated cities and villages" (No. 918, Rec. No. 268), which was read the first time and referred to the committee on railroads.

"An act to amend the Business Corporations Law, in relation to stock of shareholders upon consolidation" (No. 915, Rec. No. 269), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Code of Civil Procedure, in relation to the decision of the court or report of a referee" (No. 916, Rec. No. 270), which was read the first time, and referred to the committee on codes.

"An act to amend section 2 of the Business Corporations Law, relating to the formation of corporations" (No. 685, Rec. No. 271), which was read the first time and referred to the committee on the judiciary.

Mr. Adler introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article 12, section 1 of the Constitution, relating to organization of cities" (Int. No. 1207), which was read the first time and referred to the committee on the judiciary.

Mr. Ahern introduced a bill entitled "An act to amend the Labor Law relating to polishing and buffing" (Int. No. 1208), which was read the first time and referred to the committee on general laws.

Mr. Apgar introduced a bill entitled "An act to organize and establish a police department in the village of Peekskill" (Int. No. 1209), which was read the first time and referred to the committee on affairs of villages.

Mr. Bennet introduced a bill entitled "An act to amend the Labor Law in relation to work in tenements and dwelling houses" (Int. No. 1210), which was read the first time and referred to the committee on labor and industries.

Mr. Cook introduced a bill entitled "An act to amend the Tax Law, relating to taxation of savings bank deposits" (Int. No. 1211), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Doll introduced a bill entitled "An act to amend the Penal Code relating to affixing advertisements to another's land, etc." (Int. No. 1212), which was read the first time and referred to the committee on codes.

Mr. Leggett introduced a bill entitled "An act requiring the union label recognized by the Allied Printing Trades Council of the State of New York to be affixed to all public printing of the State of New York" (Int. No. 1213), which was read the first time and referred to the committee on general laws.

Mr. Weekes introduced a bill entitled "An act to amend the Greater New York Charter, in relation to mechanical keepers in the department of correction" (Int. No. 1214), which was read the first time and referred to the committee on affairs of cities.

Mr. Moran introduced a bill entitled "An act authorizing all municipalities of the State of New York to require the union label recognized by the Allied Printing Trades Council of the State of New York, to be affixed to all public printing of the State" (Int. No. 1215), which was read the first time and referred to the committee on general laws.

Mr. Seymour introduced a bill entitled "An act to amend the Greater New York Charter, in relation to the fire department" (Int. No. 1216), which was read the first time and referred to the committee on affairs of cities.

Mr. Weekes introduced a bill entitled "An act to amend section 3365 of the Code of Civil Procedure, in relation to the contents of the answer in proceedings for the condemnation of real property" (Int. No. 1217), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Grady introduced a bill entitled "An act to authorize the building of a bridge on Westchester avenue across the tracks of the New York, New Haven and Hartford Railroad Company, in the borough of the Bronx, in the city of New York" (Int. No. 1218), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. Kelsey introduced a bill entitled "An act to amend the Lien Law, in relation to liens for service of stallions" (Int. No. 1219), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Also, a bill entitled "An act to amend the State Charities Law, in relation to reimbursement for maintenance of inmates in the Craig Colony" (Int. No. 1220), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Sloane introduced a bill entitled "An act to provide for the construction of a plaza over a portion of the roadbed of the New York, New Haven and Hartford Railroad in the city of Mt. Vernon and for acquiring the necessary property, rights and easements therefor" (Int. No. 1221), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. Weekes introduced a bill entitled "An act to amend subsection 9 of section 1 of chapter 591, relating to the division of the State into congressional districts" (Int. No. 1222), which



was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Wilson introduced a bill entitled "An act to amend the Railroad Law, in relation to the crossing of railroads by streets and highways " (Int. No. 1223), which was read the first time, and referred to the committee on railroads.

By unanimous consent,

Also, a bill entitled "An act to amend the Primary Election Law, relative to printing the lists of enrolled electors " (Int. No. 1224), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Also, a bill entitled "An act to authorize the State Comptroller to hear and determine the application of Dorman T. Warren for cancellation of the sale of a tract of land in the former township of New Utrecht, Kings county " (Int. No. 1225), which was read the first time and referred to the committee on ways and means.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Cowan, Int. No. 758, entitled "An act to amend chapter 376 of the Laws of 1896, entitled 'An act relating to Domestic Commerce Law, constituting chapter 34 of the general laws,' in relation to milk cans " (No. 905), reported in favor of the passage of the same, with the following amendments:

Page 2, line 9, strike out all brackets.

Same page, same line, strike out the word " knowingly."

Same page, line 23, strike out the underscored words " the real party in interest."

Page 3, line 8, strike out all brackets, and insert after the word " thereof " and semicolon a bracket.

Same page, line 9, after the word " cause " insert a bracket.

Page 4, strike out all brackets.

JAMES T. ROGERS,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 85, entitled "An act in relation to the Buffalo Fine Arts Academy, and the management thereof" (No. 319), reported in favor of the passage of a substitute bill.

(See Appendix.)

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. O'Malley, Int. No. 118, entitled "An act to legalize, ratify and confirm a loan of \$3,000 made January 15, 1881, by the United German and French Roman Catholic Cemetery Association of the city of Buffalo to the German Roman Catholic Orphan Asylum of said city, upon its bond and mortgage and to authorize and empower said cemetery association to forgive and release as a gift to said orphan asylum, its entire indebtedness and obligation in and under its said bond and mortgage and the loan thereby secured" (No. 1487), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Adams, Int. No. 998, entitled "An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn" (No. 1285), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Morgan, Int. No. 1037, entitled "An act to incorporate the diocesan missions of Long Island and to define its objects and powers in the missionary work of the Protestant Episcopal Church in the diocese of Long Island" (No. 1371), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Woody, Int. No. 1099, entitled

"An act to amend chapter 857 of the Laws of 1866, entitled 'An act to incorporate the Brooklyn Improvement Company,' relative to the powers of such company" (No. 1451), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 186, entitled "An act to amend the Domestic Relations Law in relation to marriage" (No. 616), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill, introduced by Mr. Wainwright, Int. No. 1072, entitled "An act to amend section 2505 of the Code of Civil Procedure, relative to the power of the surrogate to attend in other counties and the power of referees appointed by the surrogate to sit in any county" (No. 1392), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, strike out all after the word "county" on line 14, to and including the word "providing" in line 20.

Same page, line 20, after the word "proceeding" insert the word "and."

Same page, line 22, strike out the word "immediately" and insert the words "September first, nineteen hundred and two."

JOHN A. WEEKES, JR.

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Daly, Int. No. 1020, entitled "An act to amend the Penal Code by adding a new section thereto, defining the duties of parties to accidents, and of certain public officers, in securing the names of witnesses, in cases of accidents" (No. 1307), reported in favor of the passage of the same, with the following amendments:

Page 1, line 2, after the word "eight," insert the letter "a," and after the word "new" strike out the word "sections" and insert the word "section."

Same page, lines 3 and 4, strike out the words "one hundred and twenty-eight-B and one hundred and twenty-eight-E respectively."

Pages 1 and 2, strike out all of section 2.

Page 2, line 6, strike out "§ 3" and insert "128-A."

Same page, line 13, strike out the word "six" and insert the word "forty-eight."

Same page, line 20, strike out "§ 4."

Same page, line 22, strike out the word "immediately" and insert the words "September one, nineteen hundred and two."

JOHN A. WEEKES, JR.

*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Cocks, Rec. No. 75, entitled "An act amending subdivision 26 of section 56 of the Code of Criminal Procedure, with reference to the jurisdiction of the courts of special sessions, except in the city and county of New York and the city of Albany, with reference to their exclusive jurisdiction in the first instance to hear and determine charges of misdemeanor committed within their respective counties" (No. 381), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 224, entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of judgment upon real property" (No. 796), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Finch, Int. No. 1134, entitled "An act to amend section 763 of the Code of Civil Procedure, rel-



ative to cases in which an action for separation may be maintained " (No. 1514), reported in favor of the passage of the same, with the following amendments:

Page 1, line 4, strike out the word "or" and insert the word "are."

Page 2, line 6, strike out the word "July" and insert the word "September."

JOHN A. WEEKES, JR.,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Adams, Int. No. 181, entitled "An act to amend the Penal Code, relative to the sale of prepared meats, salads and cheese on Sundays" (No. 1100), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. O'Brien, Int. No. 1114, entitled "An act to amend the Code of Civil Procedure, relative to fees of register and other clerks" (No. 1483), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Brill, Int. No. 444, entitled "An act to amend section 1338 of the Code of Civil Procedure, relative to presumptions on an appeal to the Court of Appeals" (No. 493), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Newcomb, Int. No. 981, entitled "An act to amend section 1119 of the Code of Civil Procedure, relating to the proceedings by the corporation counsel for the enforcement and collection of jury fines in New York

county" (No. 1249), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Weekes, from the committee on codes, to which was referred the bill introduced by Mr. Phillips, Int. No. 873, entitled "An act to amend the Code of Civil Procedure, by inserting therein a new section relating to actions to recover damages for personal injuries against two or more defendants" (No. 1075), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Patchin, Int. No. 1141, entitled "An act to amend the Poor Law, relative to pestilences in almshouses and elsewhere" (No. 1521), reported in favor of the passage of the same, with the following amendments:

Page 1, line 10, insert the words "poor person" before the word "of."

Page 2, line 16, after the word "town" insert the words "in the county of Steuben."

Same page, line 19, insert the words "poor person" after the word "resident."

Same page, line 22, strike out the word "the" after the word "of" and insert the word "such."

Same page, lines 22 and 23, strike out the words "in which the said city, village or town is situated."

JEAN L. BURNETT,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Rainey, Int. No. 492, entitled "An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families" (No. 936), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Knipp, Int. No. 849, entitled "An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' relative to the powers of deputy sheriffs" (No. 1032), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Prime, Rec. No. 162, entitled "An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton" (No. 606), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Willard, Rec. No. 165, entitled "An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for, and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots, and for the removals and reinterment of the remains of deceased soldiers, and to provide for the annual care of soldiers' plots in cemeteries" (No. 363), reported in favor of the passage of the same, without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Burnett, from the committee on general laws, to which was referred the bill introduced by Mr. Newcomb, Int. No. 295, entitled "An act to provide for the voluntary retirement on half pay of officers and employees in the civil service of the State and its civil divisions and cities" (No. 321), reported in favor of the passage of the same, without amendment, which report

was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads to which was recommitted the bill introduced by Mr. Bedell, Int. No. 519, entitled "An act to amend the Railroad Law in relation to percentage of gross receipts to be paid in cities or villages; report of officers" (No. 580), retaining its place on the order of second reading, reported in favor of the passage of the same, with the following amendments:

Page 3, line 4, strike out the word "six" and in place thereof insert the word "twelve."

Same page, line 15, after the word "receipts." and before the word "the" insert a bracket.

Same page, line 21, after the word "determine" insert a bracket.

LOUIS BEDELL,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and restored to its place on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. O'Brien, Int. No. 516, entitled "An act to incorporate the city of Plattsburgh" (No. 644), reported in favor of the passage of the same, with the following amendments:

Page 2, line 4, strike out "83" and insert "79."

Same page, line 5, strike out "84-102" and insert "80-97."

Same page, line 6, strike out "103-118" and insert "98-113."

Same page, line 7, strike out "119-123" and insert "114-118."

Same page, line 8, strike out "124-128" and insert "119-123."

Same page, line 9, strike out "129-134" and insert "124-129."

Same page, line 10, strike out "135-148" and insert "130-143."

Same page, line 11, strike out "149-151" and insert "144-146."

Same page, line 12, strike out "152-174" and insert "147-169."

Same page, line 13, strike out "175-191" and insert "170-185."

Page 3, line 9, after the word "number" insert "one hundred and."

Same page, line 10, after the word "lot" insert the words "number one hundred and."



Same page, line 11, after the word "number" insert the words "one hundred and."

Same page, line 12, after the word "number" insert the word "one hundred and."

Page 4, line 23, after the word "gardens" insert the words "for improvement of cemetery."

Page 8, strike out all of page, from line 1 to 25, both inclusive, and insert the following:

"First ward.—All that portion of the city lying within the following boundaries, namely: Commencing at a point where the center line of Brinkerhoff street intersects the center line of Margaret street, running hence northerly in the center line of Margaret street to the center of Bridge street, then in the center line of Bridge street to the center of Saranac river, thence easterly in the center line of Saranac river to Lake Champlain, thence along the shore of Lake Champlain to a point on said shore in the center line of Lorraine street is extended; thence westerly in the center line of Lorraine street to the center of Miller street, thence northerly in the center line of Miller street to the center of Elm street; thence westerly in the center line of Elm street to the center of Catherine street; thence southerly in the center line of Catherine street to the center of Brinkerhoff street, thence easterly in the center line of Brinkerhoff street to the place of beginning.

"Second ward.—All that portion of the city lying within the following boundaries, namely: Commencing on the shore of Lake Champlain at a point in the center of Lorraine street, if extended, to said lake, running thence westerly in the center line of Lorraine street to the center of Miller street; thence northerly in the center line of Miller street to the center of Elm street; thence westerly in the center line of Elm street to the center of Catherine street; thence northerly in the center line of Catherine street, if extended, to the north bounds of said city; thence easterly in the north bounds of said city to the shore of Lake Champlain; thence southerly along the shore of Lake Champlain as it winds and turns to the place of beginning.

"Third ward.—All that portion of the city lying within the following boundaries, namely: Commencing at a point on the shore of Lake Champlain in the northerly bounds of the United States military reservation running thence westerly in the northerly bounds of the United states military reservation to the center of the Saranac river; thence northerly in the center of the Saranac river to the center of Broad street, if extended to said river; thence westerly to the center line of Broad street to Margaret street; thence in the center line of Margaret street to the center of Bridge street; thence easterly in the center line

of Bridge street to the center of Saranac river; thence easterly in the center of Saranac river to Lake Champlain; thence southerly along the shore of Lake Champlain as it winds and turns to the place of beginning.

"Fourth ward.—All that portion of the city lying within the following boundaries, namely: Commencing in the center of Brinkerhoff street where it is intersected by the center line of Catherine street, running thence north in the center line of Catherine street, if extended, to the north bounds of said city; thence westerly in the north bounds of said city to the west bounds thereof; thence southerly in the west bounds of said city to the center of the Plank road; thence easterly in the center line of the Plank road to the center of Brinkerhoff street; thence easterly in the center line of Brinkerhoff street to the place of beginning.

"Fifth ward.—All that portion of the city lying within the following boundaries, namely: Commencing at a point where the center line of Margaret street intersects the center line of Brinkerhoff street running thence west in the center line of Brinkerhoff street to the center of the Plank road; thence westerly in the center line of the Plank road to the west bounds of the said city; thence southerly in the west bounds of the said city to the center of the Saranac river; thence easterly in the center of the Saranac river to the center of Broad street, if extended, to said river; thence westerly in the center line of Broad street to Margaret street; thence northerly in the center of Margaret street to the place of beginning.

"Sixth ward.—All that portion of the city lying within the following boundaries, namely: All that portion of the city lying south of the Saranac river, excepting that portion hereinbefore placed in the third ward."

Page 9, strike out lines 1 to 15, both inclusive.

Same page, line 21, strike out the word "motions."

Page 10, line 19, strike out the word "three" and insert the word "two."

Same page, line 25, after the word "provided" insert the words "two constables."

Page 11, strike out lines 5 to 10, both inclusive, and insert the words "schools, chief of police, patrolmen, special policemen, constables, chief of fire department and members of the fire department, unless he shall be at the time a resident elector and he or his wife an owner of property in said city which is subject to taxation, nor to any ward office unless he shall be at the time a resident elector in such ward, and he or his wife an owner of property in said city which is subject to taxation, and the election or appointment of any person not so qualified shall be void. No person shall be elected."

Same page, line 19, after the word "mayor" insert the words "and two supervisors."

Same page, line 21, after the word "alderman" strike out the remainder of the line, and all of lines 22, 23 and 24.

Page 12, line 5, change the word "appointing" to the word "appointive."

Same page, line 13, after the word "act" insert the words "two constables."

Same page, line 16, after the word "department" insert the the words "and inspector of election to fill vacancies."

Same page, line 19, before the word "shall" insert the words "and the mayor."

Page 13, strike out all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, and insert the words "the corporation counsel, two years; the chamberlain, except as hereinafter provided, two years; the commissioner of charities, two years, except as herein provided; assessors, two years; members of the board of education, five years; each member of the boards of public works and commissioners of health, two years. The term of all other appointing officers appointed by the mayor shall be determined by the mayor, and the term of each subordinate appointed by the said boards, shall be for such terms as such respective boards may determine, but the terms of office of officers appointed by the mayor shall not continue beyond the term of the mayor, except as in this act provided, and the terms of office of appointees of the boards shall not continue beyond the term of the members of the board, except as in this act provided."

Same page, line 24, strike out the word "five" and insert the word "six."

Page 14, line 6, strike out the words "not ex-" at end of line and on line 7, strike out the word "ceeding."

Same page, line 8, strike out the words "not exceeding" and insert the word "of."

Same page, line 11, after the word "supervisors" insert the words "and constables."

Page 16, line 17, strike out the words "or his wife."

Same page, line 19, after the word "thereof" insert a semicolon and the words "any woman, over the age of twenty-one years, who resides in such city and is the owner of property in the city assessed upon the last preceding assessment roll, may vote for any such proposition."

Page 17, line 20, after the word "times" insert the words "and in such manner."

Page 18, line 5, change the word "dishonest" to the word "dishonesty."

Same page, line 12, change the word "accuser" to the word "accused."

Page 19, line 19, strike out the word "policemen" and insert the word "constables."

Page 27, line 7, strike out the word "personally."

Page 28, line 22, strike out the words "be entitled" and insert the word "collect."

Same page, line 23, after the word "peace" insert a semicolon and the words "and on the first day of each month he shall report and pay over to the city chamberlain all fees collected by him during the preceding month."

Page 32, line 4, insert a comma at end of line.

Same page, strike out all of line 7, and insert the words "When said pay rolls are audited by the board of public works and approved by the mayor the persons named therein shall be paid by the chamberlain from the proper fund."

Same page, line 13, before the word "persons" insert the words "mayor or common council; to arrest or cause to be arrested all."

Page 33, strike out all of "§ 30" and insert the following: "§ 30. The constables.—The constables of said city shall have the same powers, duties and jurisdiction and be subject to the same liabilities as if the city of Plattsburgh were a town in the county of Clinton and they were constables thereof, except that they shall not execute any criminal process or exercise any authority or power in any criminal actions or proceedings, or special proceedings of a criminal nature, for or on account of any offense committed or charged to have been committed within said city."

Page 34, line 11, strike out the words "Each of the subdivisions of" and commence the word "the" with a capital.

Same page, line 12, strike out the words "electing a supervisor as herein provided."

Same page, line 16, change the word "supervisor" to the word "supervisors" and strike out the remainder of the line.

Same page, line 18, strike out the words "in said respective subdivisions."

Same page, line 19, strike out the word "each" and insert the word "the."

Same page, line 20, strike out the word "respectively."

Page 41, line 4, insert a period after the word "library" and strike out the remainder of the sentence.

Same page, line 17, strike out the word "hundred" and insert the word "thousand."



Page 42, line 10, strike out the word "and" and insert after the word "education" the words "and the trustees of the public library."

Page 46, line 10, after the word "therein" insert the words "which shall be made as provided in section ten of this act."

Same page, line 14, before the word "laborers" strike out the word "to" and insert the word "of."

Same page, line 15, before the word "approved" insert the words "audited by the board of public works and."

Same page, line 16, strike out the word "to" and insert the words "required in the case of."

Page 55, line 16, strike out the word "mayor" and insert the word "mayor's."

Page 63, line 20, after the word "bearing" strike out the word "like" and insert the words "no higher rate of," and in line 24, strike out the word "maturity" and insert the word "maturing."

Page 78, line 26, strike out the comma and insert a period after the word "city," and strike out the remainder of line and lines 1 to 5, both inclusive, on page 79.

Page 85, line 18, strike out all of the line after the word "act" and all of line 19, and insert the words "A chief of police and patrolman shall be appointed by the mayor, subject to the approval of the common council. The mayor may appoint special policemen as he may deem necessary. Such appointments shall not continue for a longer term than one month."

Same page, line 21, strike out the word "or" and insert a comma, and after the word "policeman" insert the words "or constable."

Same page, line 23, after the word "language" insert the words "No person, other than members of the present police force, shall be appointed who at the time of such appointment is over the age of forty years."

Page 86, line 4, change the word "shall" to the word "may."

Same page, lines 10 and 11, strike out the word "superintendent" and insert the word "superintend."

Pages 88 and 89, strike out all of "§ 89" and insert the following:

"§ 89. Powers and duties of police.—The members of the police force shall be peace officers and respecting all offenses committed within the limits of the city, either against the laws of the state or the ordinances of the city they shall possess the same powers as to arrest and confinement of the offender as are possessed by constables of towns or the sheriff of the county. The officers in charge of the county jail situated within

the limits of the city shall before and after conviction have the custody of offenders when confinement is necessary or proper, and upon conviction if any offender is directed to be confined in any penitentiary or reformatory, such convicted person shall be conveyed thereto by the sheriff of the county, subject to the provisions of the general laws relating thereto. Such fees shall be charged by the sheriff for the custody of offenders as are allowable in like cases where like offenses are committed in towns."

Page 90, line 8, after the word "any" insert the word "constable."

Same page, line 24, after the word "force" insert the words "shall be paid."

Page 91, line 1, after the word "policemen's" insert the word "uniforms."

Page 90, strike out "§ 96" and insert the following:

"§ 96. Station houses.—In case the use of a county jail shall be refused the common council shall provide and keep in order a temporary lockup for the temporary detention of persons arrested by the members of said police force."

Page 91, line 24, strike out the words "police station" and insert the words "county jail."

Page 92, line 1, strike out the words "police station, in said city," and insert the words "county jail of such county."

Same page, line 3, strike out the words "officer in charge of said police station in said city," and insert the words "sheriff of Clinton county."

Same page, line 5, after the word "with" insert the word "such," and strike out the word "the" on same line and all of lines 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18.

Same page, strike out all of Title VIII and insert the following:

## TITLE VIII.

### DEPARTMENT OF PUBLIC INSTRUCTION.

Section 98. City permanent school district.—All the territory included within the boundaries of the city of Plattsburg shall hereafter constitute a separate school district within this state and shall be designated as "the school district of the city of Plattsburg." It may bear such other additional designation as the superintendent of public instruction of this state may by law prescribe. Such district shall be entitled to all the rights, powers, privileges, public moneys and other benefits conferred by law or other state authority upon school districts and shall be subject to all the rules, regulations, powers of inspection and superin-

tendence prescribed by law applicable to union free school districts, except as otherwise hereinafter provided.

§ 99. Board of education.—The affairs of said school district of the city of Plattsburg shall be managed by a board of fifteen members to be constituted as follows: Five of such board to be elected by the trustees of the Plattsburg academy and ten to be appointed by the mayor of the city of Plattsburg as follows:

The present members of the board of education of the present village of Plattsburg are hereby continued in office until the first day of August in each year during which their term of office would respectively expire. The mayor within twenty days after the passage of this act shall appoint five trustees to serve as follows:

One until the first day of August, nineteen hundred and two, and one to serve respectively for a period of one, two, three and four years from said first day of August. Thereafter the mayor of such city shall annually appoint two trustees to serve for a period of five years.

The trustees of Plattsburg academy shall annually appoint one member of such board to serve for a period of five years.

The said trustees shall meet at the common council chamber in said city at eight o'clock in the evening of the third Tuesday of May, 1902, and shall organize as a board, and shall provide and appoint a place for its further meetings. Thereafter, said board of education shall hold their annual meeting on the second Monday in January of each year, for the election of officers. They shall select by ballot from their number, a president, a vice-president and a clerk. They shall also appoint a superintendent of schools of the city who shall perform the duties of supervision and all such other duties as the board shall from time to time direct, and shall be allowed such compensation as the said board may determine. He shall also examine and license, under the statute and the rules and regulations established by the state superintendent of public instruction, teachers employed in the public schools in said city. The said president, vice-president and clerk shall hold their office for one year, and until their successors shall have been duly appointed.

§ 100. The city chamberlain shall be the treasurer of said board of education. Said meetings of said board shall be held at least once in each month. At each of said meetings, there shall be appointed one or more visiting committees, whose duty it shall be to visit every school in the city at least once, and to report upon the condition and work of the schools at the next meeting of the board. A majority of trustees in office shall constitute a quorum of the board.

§ 101. In case any vacancy shall occur in the office of trustee, by reason of death, resignation, removal from the city, or refusal to qualify or serve, or from any other cause, the board of education, if such vacancy arises from among those appointed by the mayor, shall fill his vacancy, and in case such vacancy shall arise in those selected by the trustees of Plattsburg academy, the remaining members of the board selected by such academy, may make an appointment to fill such vacancy, and the person so appointed shall hold office for the unexpired term of the person to supply whose place he shall be appointed.

§ 102. All property, both real and personal, now vested in and belonging to the schools in any district embraced within the city of Plattsburg, as hereby constituted, shall pass to and become vested in the board of education created by this act. And all moneys and funds belonging to said district shall be paid over and delivered to the chamberlain of said city and credited by him to the school fund of said city. All the rights, powers, privileges contracts, obligations and liabilities of said union free school district are hereby transferred to, vested in and imposed upon said board of education of the city of Plattsburg as hereby created. And the rights and privileges of all persons that may have arisen or accrued prior to the passage of this act shall remain and be in force by or against the board of education of the city of Plattsburg and its successors in the same manner and with a like effect as though this act had not been passed—subject, however, to the provisions of this act.

§ 103. A trustee duly elected or appointed, who declares that he will not accept or serve in the office of trustee, or who refuses or neglects to attend three successive stated meetings of the board, without rendering a good and valid excuse therefor to the board, vacates his office for refusing to serve.

§ 104. Neither the mayor nor any member of the common council shall hold the office of a member of the board of education, under this act.

§ 105. The district hereby created shall be deemed and is hereby declared to be a union free school district, under the laws of this state relating to public instruction. All provisions of general law, not inconsistent with the provisions of this act, applicable to school districts, whose limits correspond with any incorporated village or city, and the boards of education therein and the corporate authority of such cities and villages, are made applicable to the school district hereby established, and to the board of education thereof, and to the corporate, authorities of the city of Plattsburg.

§ 106. The board of education shall, on or before the fifteenth day of October in each year, make to the mayor and common council of the city of Plattsburg, an annual report to the first



day of August next preceding, setting forth the number of children of each school under its charge, a statement of all the liabilities and expenses incurred with all the disbursements made by it, during the preceding year, and all other matters of interest relating to the schools. The common council shall cause such report to be published.

§ 107. The said board shall, also on or before the fifteenth day of October in each year, determine by resolution, the amount of money to be raised, which when added to the money annually apportioned to the said schools of said city out of the funds belonging to the state or any other funds available therefor will, in its judgment, be necessary to support all the schools under its superintendence for the ensuing current year, and for the furtherance of any of the powers vested in it by law. The said resolution shall set forth, in a detailed statement, the various purposes of anticipated expenditure and the amount necessary for each. A copy of such resolution shall be certified by the president and clerk of said board, under the seal of said board and delivered to the mayor and common council of said city. If the mayor approves such statement, he shall sign it and immediately file the same with the city clerk. It shall be the duty of the common council to levy and collect annually such amount as the board shall have determined and the mayor approved at the same time and in the same manner as other general city taxes are levied and raised for the ensuing year, and such common council shall have no power to withhold or refuse to levy and collect by tax, such sums so determined by such resolution to be necessary for teachers' wages, for superintendence, for the ordinary contingent expenses including necessary repairs in and to the structures belonging to the city for supporting the schools, for stationery and books and for the expenses of said board of education, in accordance with the estimate thus approved by the mayor. In case the mayor shall disapprove of any of the items embraced in the estimate so presented to him, he shall, within five days after its receipt, state in detail his objections to each item so refused and the reason of such objection and refusal as to each item and file the same with the clerk of the board of education, and the board of education shall immediately publish such communication. Said board shall then proceed to reconsider such estimate, and if it agrees to sustain the estimate as made, it shall stand as if it had been approved by the mayor, or if said board do not agree to sustain the estimate as made, it shall be so modified as to conform to the views expressed by the mayor in his objection, and in either event, shall be again certified by the president and clerk of said board to the common council. And the common council of said city shall include in the annual tax and assessment roll for that year, the amount

specified in said original or amended item, and the same shall be collected by the city chamberlain who shall credit the same to the general school fund.

§ 108. After the said board of education shall have finally delivered to the mayor and common council, by filing with the city clerk a certified copy of the resolution finally determining the amount of money to be raised as prescribed herein, the said board of education shall thereupon be authorized to borrow upon the credit of the city of Plattsburg such money as such board shall determine to be necessary for the support and maintenance of the schools in anticipation of the tax to be raised for that purpose in the current year. Such loans shall be evidenced by the note of the city of Plattsburg, which shall be signed by the president and clerk of said board, sealed with its corporate seal, and shall be conditioned that the city of Plattsburg will pay the principal named therein, with interest at a rate specified therein, not greater than the legal rate of interest, and shall mature and be paid by the city chamberlain at the time therein mentioned, not later than the close of the then fiscal year. The interest on said notes shall be paid by the city of Plattsburg and not charged against any moneys due, or to become due to the board of education from any appropriation made or to be made to said board. The city clerk, upon the request of the board, shall countersign the same and affix the corporate seal of the city thereto, and thereupon the same shall be a binding obligation against the city. The city chamberlain shall keep a separate account of all school moneys received by him, whether from state authorities, local taxation or any other source, and shall pay out the same only upon warrants signed by the president and clerk of said board of education. Such warrants shall be drawn only by the authority of the board of education, and only as the said money shall be actually needed for disbursement. The city of Plattsburg shall be responsible to the board of education for the faithful performance by the city chamberlain of the duties of the treasurer of the said board of education.

§ 109. Whenever said board of education shall have determined by resolution an amount of money to be raised for new sites or buildings and furniture and fixtures therefor, or for repairs or improvements to buildings or grounds, which sum shall in any one year exceed the sum of five thousand dollars, the said board of education shall present such estimate to the mayor and common council of the city, as required for other expenditures by section one hundred and seven herein, and the same course shall be followed with reference to such proposed expenditures in all respect as is provided for in said section

one hundred and seven. And when the board of education shall have finally certified such estimate, together with their action upon any objections which the mayor may have filed thereto with them, in accordance with the provisions of section one hundred and seven, the common council shall, by resolution, authorize such board of education to borrow such sum or such part thereof as the common council may determine. Such loan shall be evidenced by the bond or bonds of the city of Plattsburg of such denominations as the said common council shall determine, which bonds shall be conditioned that the city of Plattsburg will pay the principal named therein and interest and shall bear interest not exceeding the legal rate per annum, payable semiannually, and be payable in such sums in each year as the common council shall determine, and shall be signed by the mayor and city clerk of Plattsburg, and sealed with the corporate seal of said city, and a record thereof shall be kept in the city clerk's office. The bonds so issued shall be delivered to said board of education and shall not be negotiable until signed by the president and clerk of said board and sealed with its corporate seal, and the amount realized from the sale thereof shall be paid to the city chamberlain, and the par value of said bonds shall be placed by the city chamberlain to the credit of the said board of education, and shall be drawn only on warrants of said board of education and for the purposes for which such loan shall have been authorized and for no other purpose. The common council of the city of Plattsburg shall annually raise by tax, and as a part of the school moneys, the amount of money necessary to pay the interest annually accruing upon such bonds and the principal falling due and payable in each year. The said board of education shall certify annually, by and in the resolution heretofore referred to in section one hundred and seven, the amount of money necessary to be raised by tax to pay interest on such bonds and the principal of such bonds falling due in any ensuing year.

§ 110. If at any time after the passage of the resolution provided in section one hundred and seven the said board of education shall determine that more money is needed for any of the purposes mentioned in said section, the said board may, by resolution, determine the amount so needed, whereupon the same procedure shall be taken with reference to such additional sum as is provided by section one hundred and seven herein. And the provisions herein relating to the temporary loan of moneys in anticipation of taxes shall apply to this section with reference to such additional amounts, and the same provisions shall apply to the common council of such city with reference



to the raising, by tax, of the amounts thus temporarily borrowed and the payment of the interest thereof as is contained in section one hundred and seven.

§ 111. All public moneys or funds belonging or appropriated to the use of said school district shall be paid to the chamberlain of said city, who shall keep the same separate from the general funds of the city, and shall credit to the school fund the moneys or property belonging thereto. The board of education shall disburse all the school moneys of said district by orders from the chamberlain, signed by the president; said orders shall be numbered consecutively and shall specify the purpose for which they are drawn, and the persons to whom payable. Upon request from said board, the chamberlain shall certify from time to time the balance remaining, to be collected by or paid to the city chamberlain for school purposes. It shall not be lawful for such chamberlain to apply such moneys or any part thereof to any other purpose or object.

§ 112. The said board of education shall, from time to time, as it shall deem expedient or necessary, make provision in accordance with the provisions of this chapter for additions, alterations or improvements to or in the sites or structures belonging to said district, purchase other sites or structures, erect new buildings, purchase apparatus and fixtures or other necessary property for the district as it shall determine. But no resolution for the purchase of new sites or the erection of new buildings shall be effective unless it shall receive the affirmative vote of two-thirds of the members of said board of education. Said board of education shall provide accommodations and facilities for the proper instruction of all the children of school age residing in such city, and shall provide suitable text books for indigent pupils, and in their discretion may embrace in their estimate submitted to the mayor and common council, suitable provision for providing all pupils with text books, to be used in said schools, under such rules and regulations as they shall prescribe. They shall have entire and exclusive charge and control of the public schools of the city of Plattsburg, subject to the powers of supervision and direction vested in the state superintendent of public instruction, and subject to the visitation of the regents of the university and their regulations as to the course of education and matters pertaining thereto in the academic department of the schools maintained by them. Said board may make all necessary by-laws for its own government, except as herein otherwise provided, and said board of education shall be subject to the laws relating to union free schools and the general statutes of the state relating to schools,



except as modified by this chapter. The board of education shall be entitled to its proportion of the state moneys for the public schools of said city of Plattsburg, which shall be apportioned by the state superintendent in accordance with the general provisions of law. It shall have charge of the school libraries and make all necessary and proper regulations concerning the same, and may impose fines for abuse of books, and may adopt such ordinances and by-laws as they shall deem necessary for the protection, safe keeping, care and preservation of the school buildings and other school property of said district under their charge, and impose such penalties for the violation of the same as it shall deem proper. Any person incurring fines shall be liable to an action for the same by the board of education, and the amount received shall be deposited with the city chamberlain and available for the general expenses of the board of education in connection with said schools. And it may appropriate for the benefit of said libraries out of moneys annually raised in the said city, by the school tax, an amount not exceeding two hundred dollars in addition to the library money received from the state. It shall have the power to appoint librarians and provide truant officers for the enforcement of the compulsory education law.

§ 113. The said board of education shall have a corporate seal with such design as it may adopt.

§ 114. The services of the board of education designated by this act shall be gratuitous.

Page 94, line 6, strike out the word "elected" and insert the word "appointed."

Same page, line 22, after the word "board" insert the words "and shall continue in office until the expiration of their terms and;" also strike out the word "elected" and insert the word "appointed."

Page 96, strike out the words "without pay" in lines 4 and 5.

Page 97, strike out all of line 2.

Page 106, line 24, insert after the word "which" the words "except the president."

Page 107, line 22, after the word "required" insert the words "for the care of the poor in such city."

Same page, line 24, strike out the word "five" and insert the word "six."

Page 108, strike out all of lines 22, 23, 24, 25 and 26, and insert the words "Plattsburgh and shall hold office as such commissioner of charities until his term of office as such overseer has expired and his successor is appointed as in this act provided. Upon the expiration of the term of office of such over-

seer the mayor shall, subject to the approval of the common council, appoint a suitable person to be commissioner of charities."

Page 109, strike out all of line 1 and insert the words "upon the appointment as in this act provided."

Same page, line 2, strike out the first three words, and in line 3 strike out the words "as required by this act."

Page 110, line 16, after the word "city" insert the words "no claim for expenditures on account of the poor of said city shall be audited or paid, unless such expenditures shall have been made pursuant to a written order of such commissioner."

Page 113, line 6, strike out the word "one" and insert the word "on."

Page 118, line 26, insert the words "the sheriff of Clinton county and his deputies may execute any civil or criminal process issued by the city judge and shall, in relation thereto, perform all the duties and possess all the powers of constables in towns and shall be entitled to collect the same fees as are allowed to constables for like services. Such sheriff or his deputy shall convey any person sentenced by such city judge to confinement in any jail, prison, penitentiary, reformatory or house of refuge to such place of confinement."

Page 122, line 25, strike out the word "recorder" and insert the words "city judge."

Page 123, lines 6, insert after the word "title" the word "four"

Same page, strike out the words "all person who shall sell spirituous liquors, beer or wine, contrary to law" in lines 10, 11 and 12, and insert the words "common prostitutes or keepers of disorderly houses."

Page 123, line 17, strike out the word "village" and insert the word "city."

Page, 125, line 12, strike out the word "post."

Page 126, line 17, strike out the words "going to the chamberlain."

Page 127, line 16, strike out the comma and insert a period after the word "judge;" strike out the remainder of the line; also line 17, down to and including the word "will."

Same page, line 19, strike out the word "ten" and insert the word "four."

Page 128, strike out "§ 142."

Same page, line 12, strike out "142" and insert "143."

Same page, line 19, change "143" to "144;" line 20, change "145" to "144;" line 22, change "146" to "145;" line 23, change "144" to "143."

Page 129, line 15, after the word "city" insert the words "said city shall not be liable for damages or injury to persons

or property alleged to have arisen or been sustained from or in consequence of a defective or unsafe condition in any sidewalk street, highway, crosswalk, granting, opening, bridge or culvert, drain or sewer, unless actual notice of such defective or unsafe condition shall have been given the superintendent of public works at least five days prior to such injury."

Same page, line 16, change "145" to "144;" line 21, change "146" to "145."

Page 131, line 14, change "147" to "146;" line 15, change "148" to "147;" line 16, change "149" to "148;" line 17, change "150" to "149;" line 18, change "151" to "150;" line 19, change "152" to "151;" line 20, change "153" to "152;" line 21, change "154" to "153;" line 22, change "155" to "154;" line 23, change "156" to "155;" line 24, change "157" to "156;" line 25, change "158" to "157."

Page 132, line 1, change "159" to "158;" line 2, change "160" to "159;" line 3, change "161" to "160;" line 4, change "162" to "161;" line 5, change "163" to "162;" line 6, change "164" to "163;" line 7, change "165" to "164;" line 8, change "166" to "165;" line 9, change "167" to "166;" line 11, change "168" to "167;" line 12, change "169" to "168."

Same page, line 13, change "147" to "146."

Page, 133, change "148" to "147;" line 14, change "149" to "148."

Page 134, line 10, change "150" to "149."

Page 135, change "151" to "150."

Page 136, change "152" to "151."

Page 137, line 7, change "153" to "152."

Page 138, line 1, change "154" to "153;" line 19, change "155" to "154."

Page 139, line 6, change "156" to "155."

Page 140, line 9, change "157" to "156."

Page 141, line 9, change "158" to "157."

Page 142, change "159" to "158;" line 9, change "160" to "159;" line 23, change "161" to "160."

Page 144, line 9, change "162" to "161."

Page 145, line 7, change "163" to "162."

Page 146, line 5, change "164" to "163;" line 23, change "165" to "164."

Page 148, change "166" to "165."

Page 149, line 21, change "167" to "166."

Page 151, line 4, strike out the word "city" and insert the word "village;" line 18, change "168" to "167."

Page 152, line 3, change "169" to "168."

Page 154, line 3, change "170" to "169;" line 5, change "171" to "170;" line 6, change "172" to "171;" line 7, change "173"

to "172;" line 8, change "174" to "173;" line 9, change "175" to "174;" line 10, change "176" to "175;" line 11, change "177" to "176;" line 12, change "178" to "177;" line 13, change "179" to "178;" line 15, change "180" to "179;" line 17, change "181" to "180;" line 18, change "182" to "181;" line 19, change "183" to "182;" line 20, change "184" to "183;" line 21, change "185" to "184;" line 22, change "170" to "169."

Page 155, line 24, strike out the word "and" and insert the words "under the control of the board of alms or."

Page 157, line 1, change "[171" to "170;" line 23, change "172" to "171."

Page 158, line 6, change "173" to "172;" line 14, after the word "shall" insert the words "become vacant;" line 15, before the word "take" insert the words "he shall."

Page 159, line 3, strike out the word "second" and insert the word "third."

Same page, line 7, after the word "appoint" insert the word "four;" after the word "election" insert the word "two," and after the word "and," at the end of line, insert the word "two."

Same page, line 8, strike out the word "therefor" and insert the words "for each ward. Two of such inspectors and one of such poll clerks and ballot clerks shall be appointed from each of the two political parties polling the greatest and next greatest number of votes in such village at the last preceding general election. Such appointments shall be made by such board of trustees upon the recommendation of the village committees created in 1902, representing such parties."

Same page, line 11, strike out the word "second" and insert the word "first," and in line 12, after the word "Tuesday" insert the words "in May, 1902" and strike out remainder of line.

Page 160, line 21, change "174" to "173."

Page 161, line 12, change "175" to "174;" line 19, change "176" to "175."

Page 162, line 3, change "177" to "176;" line 20, change "178" to "177."

Page 163, line 3, change "179" to "178;" line 9, change "180" to "179;" line 19, change "181" to "180."

Page 164, line 23, change "182" to "181."

Page 165, line 5, strike out the word "poormaster" and insert the words "overseer of the poor;" line 9, strike out the word "offices" and insert the word "officers," and after the word "provided" insert the words "in case the town board shall fail to make such appointments on or before the third Wednesday after the passage of this act, then the supervisor of said town shall make such appointments."



Same page, line 14, after the word "called" insert the words "or for any meeting provided for by this section."

Page 166, line 4, strike out the word "their" and insert the word "his;" line 7, strike out the word "poormaster" and insert the words "overseer of the poor;" line 16, after the word "far" insert the word "as;" line 18, after the word "Plattsburg" insert the word "and."

Page 167, line 6, after the word "terminate" insert the words "and such office shall be deemed vacant and may be filled by the town board of the town of Plattsburg, as provided by law, if not previously filled by election."

Same page, line 14, strike out the period after the word "town" and insert a comma, and commence the word "The" with a small letter.

Same page, line 24, after the word "place" insert the words "or places."

Page 168, line 5, change "183" to "182;" line 11, strike out the word "local," and after the word "committee" insert the words "for the city."

Same page, line 16, after the word "election" insert the words: "Any political party may for itself through its county committees appoint to hold until after the first town meeting primaries or caucuses in the town of Plattsburg, a town committee of residents in said town who shall have the same duties and powers possessed by town committees of other towns. The party committees for the village of Plattsburg elected or appointed heretofore in the year nineteen hundred and two may continue to act on the committee for the city of Plattsburg until successors are elected or appointed. The town of Plattsburg and the city of Plattsburg shall each be entitled to representation in all party conventions until otherwise lawfully provided, the same as other towns in Clinton county and by the same number of delegates.

Same page, line 17, change "184" to "183", and before the word "chapter" insert the words "except as in this act it is otherwise provided."

Page 169, strike out lines 1, 2 and 3 and insert the words "of the laws of eighteen hundred and sixty-seven, except section three thereof, is hereby repealed."

Same page, line 4, make "185" "184."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 1106, entitled "An act to amend the Railroad Law, relating to street surface railroads; general provisions" (No. 1475), reported in favor of the passage of the same with the following amendment:

Page 3, line 21, after the word "or" strike out the words "public place" and insert the word "highway."

LOUIS BEDELL,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 596, entitled "An act regulating charges by common carriers, enlarging the powers of the board of Railroad Commissioners and providing for the enforcement of its recommendations" (No. 674), reported in favor of the passage of the same, with the following amendments:

Page 4, line 25, after the word "division" strike out the words "and the court."

Page 5, line 1, strike out the words "of appeals."

Page 6, after line 8, make a new section to read as follows: "This act shall not apply to street surface railroads."

Change section 11 to section 12, and section 12 to read "§ 13."

LOUIS BEDELL,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 230, entitled "An act to amend section 17 of the Railroad Law in relation to railroads in foreign countries" (No. 833), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Wainwright, Int. No. 1169,

entitled "An act to amend chapter 743 of the Laws of 1894, entitled 'An act to facilitate travel upon elevated railroads in the city of New York,' so as to extend its provisions to railways using the tracks and bridge of said elevated railroads" (No. 1563), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Bedell, Int. No. 1052) entitled "An act to amend section 44 of the Railroad Law, relative to checks for baggage" (No. 1366), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Gardiner, Int. No. 759, entitled "An act to amend section 91 of the Railroad Law, relative to consents of property owners and local authorities" (No. 906), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. Fowler, Int. No. 1129, entitled "An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company" (No. 1498), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Cadin, Int. No. 1061, entitled "An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters" (No. 1381), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Coughtry, from the committee on insurance, to which was referred the bill introduced by Mr. Weekes, Int. No. 1070, en-

titled "An act to amend the Insurance Law by authorizing the licensing of brokers for marine insurance, and making regulations therefor" (No. 1390), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Apgar, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Traub, Int. No. 922, entitled "An act authorizing an investigation as to the expediency and cost of establishing a municipal electric lighting plant in and for the city of Syracuse" (No. 1153), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Graeff, Int. No. 1005, entitled "An act to amend chapter 568 of the Laws of 1890, being chapter 19 of the general laws and known as the Highway Law" (No. 1292), reported in favor of the passage of the same with the following amendments:

Page 2, line 7, after the word "run" strike out the words "and except the person applying for such license shall be a citizen of this state or if a corporation organized under the laws of this state."

Page 3, line 4, after the word "state" insert the words "Nothing in this act shall be construed as affecting cities of the first and second class."

GEORGE W. DOUGHTY,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Doughty, Int. No. 1155, entitled "An act to amend section 145 of the Code of Civil Procedure" (No. 1535), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.



Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Hammond, Int. No. 1067, entitled "An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways" (No. 1387), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. O'Brien, Int. No. 1115, entitled "An act to amend the Town Law, relative to place of holding meetings of the town board and board of health in certain towns" (No. 1484), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Dickinson, Int. No. 1063, entitled "An act to amend the Highway Law, relating to bridges" (No. 1383), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the bill introduced by Mr. Burnett, Int. No. 1084, entitled "An act to make the office of sheriff in the county of Ontario a salaried office" (No. 1436), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Stewart, Rec. No. 10, entitled "An act to make the office of sheriff of Schuyler county a salaried office, except as to fees in civil causes and proceedings, and to regulate the management of said office" (No. 65), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 204, entitled "An act creating the office of county auditor in the county of Saratoga, providing for the appointment of such an officer and defining his powers and duties " (No. 634), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 205, entitled "An act to refund to the First National Bank of Ballston Spa, Saratoga county, certain taxes, erroneously paid by it in the year 1901 " (No. 416), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Cocks, Rec. No. 225, entitled "An act to amend section 666 of the Penal Code, in relation to the use of automobiles or motor vehicles on highways " (No. 793), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Doughty, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Willard, Rec. No. 231, entitled "An act in relation to the enforcement and collection of taxes in the county of Oneida " (No. 764), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 193, entitled "An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village and to prescribe their powers and duties " (No. 603), reported in

favor of the passage of the same, with the following amendment:

Page 1, lines 5, 6, 7 and 8, strike out the words "eighteen hundred and ninety-three, eighteen hundred and ninety-four, eighteen hundred and ninety-five, eighteen hundred and ninety-six" and insert the words "nineteen hundred and three, nineteen hundred and four, nineteen hundred and five, nineteen hundred and six."

J. SAMUEL FOWLER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was recommitted the bill introduced by Mr. Patchin, Int. No. 1100, entitled "An act to authorize the village of Canisteo, in Steuben county, to borrow money and issue bonds for the purpose of repairing the old and building new piling and embankments along Bennett's creek, in said village, and pay the indebtedness incurred by virtue of the quarantine of smallpox patients in said village" (No. 1452), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 169, entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to general provisions as to the village boundaries and the village funds, known as the general fund and the highway fund" (No. 565), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. McEwan, Rec.

No. 214, entitled "An act to amend the Village Law, relating to the extension and diminishing of boundaries" (No. 630), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 195, entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester'" (No. 681), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Merritt, Int. No. 631, entitled "An act to provide for a uniform tax in the several towns of this State, for the maintenance of common schools, and for the levy, collection, custody and disbursement thereof" (No. 710), reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after the words "of the" strike out the words "this state" and insert in place thereof the words "the county of Saint Lawrence."

Same page, line 2, after the words "towns of" strike out the words "this state" and insert in place thereof the words "the county of Saint Lawrence."

Page 2, line 5, after the word "in" strike out the words "this state" and insert in place thereof the words "the county of Saint Lawrence."

FREDERICK W. GRIFFITH,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Griffith, Int. No. 1080, entitled "An act to amend chapter 128 of the Laws of 1888, entitled 'An act to extend and define the powers of the trustees of Hamilton College in regard to the investment of its funds'" (No. 1410), retaining its place on the order of third reading, re-



ported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Fancher, Int. No. 1004, entitled "An act to amend the Consolidated School Law, in relation to an academic department of a union free school district" (No. 1291), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Griffith, from the committee on public education, to which was referred the bill introduced by Mr. Fancher, Int. No. 415, entitled "An act to amend the Consolidated School Law, in relation to the disbursement of school moneys by supervisors" (No. 457), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Coughtry, Int. No. 580, entitled "An act to amend chapter 117 of the Laws of 1843, entitled 'An act to incorporate the American Baptist Home Mission Society,' relating to the powers of such society" (No. 652), reported in favor of the passage of the same, with the following amendments:

Page 2, line 26, after the word "trust" strike out the words "and to accumulate the same for such period as required."

Page 3, line 1, after the figure "1" strike out the words "by the bequest, devise or gift."

JOHN K. PATTON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Patton, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Seymour, Int. No. 1079, entitled "An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal Church" (No. 1398), retaining its

place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Wainwright, Int. No. 536, entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for wild fowl" (No. 597), reported in favor of the passage of the same, with the following amendments:

Page, 1, line 10, after the word "inclusive" insert the words "but nothing in this section shall apply to Long Island."

EDWARD M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. C. W. Smith, Int. No. 804, entitled "An act to amend the Forest, Fish and Game Law relative to laying out private parks" (No. 973), reported in favor of the passage of the same, with the following amendments:

Page 2, line 6, place brackets around the words "eighteen hundred and ninety-six," and immediately after insert the words "nineteen hundred and two."

Same page, line 6, strike out the word "not."

EDWARD M. MARSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Armstrong, Rec. No. 249, entitled "An act to amend the Forest, Fish and Game Law relative to the taking of wild birds" (No. 652), reported in favor of the passage of the same, with the following amendments:

Page 1, line 9, strike out the bracket before the word "common."

Page 2, line 2, after the word "season" strike out the bracket.

EDWARD M. MARSON,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Merritt, Int. No. 374, entitled "An act to amend the Forest, Fish and Game Law in relation to the taking of wild deer and the possession of deer or venison" (No. 391), reported in favor of the passage of the same, with the following amendments:

Page 1, lines 7 and 8, strike out the brackets and all the words that are underscored on line 8.

Page 2, line 2, after the word "parks" insert the words "but in the county of Saint Lawrence from November first to August fourteenth, both inclusive."

Same page, strike out brackets on lines 4 and 5.

Same page, line 5, after the words "thirty-first" insert the words "but in the county of Saint Lawrence from."

Same page, strike out the brackets in lines 6 and 7; also the words "November first to November sixth" in line 7.

Same page, line 9, after the word "possessor" insert the words "but in the county of Saint Lawrence from November first to November sixth, both inclusive."

EDWARD M. MARSON,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Day, Int. No. 905, entitled "An act to amend the Forest, Fish and Game Law, in relation to use of nets to catch fish in certain waters of Jefferson county" (No. 1136), reported in favor of the passage of the same, with the following amendment:

Page 2, line 17, after the word "island" insert the words "Calf island."

EDWARD M. MARSON,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. F. E. Allen, Int. No. 899, entitled "An act to amend the Forest, Fish and Game Law, in relation to taking fish through the ice with set lines in certain waters of this State " (No. 1122), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill restored to its place on the order of third reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Wiley, Rec. No. 262, entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of deer in the counties of Ulster, Greene, Delaware, Sullivan and Putnam " (No. 858), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. McNair, Int. No. 767, entitled "An act to amend the Forest, Fish and Game Law in relation to taking grouse in certain counties " (No. 914), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Fischer, Int. No. 344, entitled "An act to amend the Forest, Fish and Game Law, relating to close season for quail and grouse in the county of Cattaraugus " (No. 361), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Marson, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Williams, Int. No. 537, entitled "An act to amend the Forest, Fish and Game Law, in relation to grouse " (No. 598), reported in favor of the



passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

“An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000.” (No. 1400, Int. No. 1130.)

“An act to amend chapter 105 of the Laws of 1891, entitled ‘An act to revise the charter of the city of Buffalo,’ and the acts amendatory thereof, in relation to the levying and collection of taxes and assessments, the review of local assessments, and the foreclosure and sale of lands for the non-payment of taxes and assessments.” (No. 1510, Int. No. 927.)

“An act to amend the Code of Civil Procedure, in relation to real property of infants and incompetent persons.” (No. 1429, Int. No. 1006.)

“An act to repeal chapter 422 of the Laws of 1898, entitled ‘An act to license and regulate the business of private detectives and detective agencies.’” (No. 1335, Int. No. 1028.)

Ordered, That said bills be engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

“An act to amend the Greater New York Charter, relative to the department of docks and ferries.” (No. 958, Int. No. 560.)

“An act to amend the Code of Civil Procedure, in relation to actions against, next of kin, legatees, etc.” (No. 1117, Int. No. 894.)

“An act to repeal section 101 of the Canal Law, being chapter 338 of the Laws of 1894, relative to proceedings for non-payment of rent of surplus waters of Black Rock harbor.” (No. 1263, Int. No. 995.)

“An act to amend the Forest, Fish and Game Law, relative to fines and penalties for violation of article 3 of the Forest, Fish and Game Law.” (No. 1001, Int. No. 826.)

"An act to amend the Forest, Fish and Game Law, relating to the close season for trout in the county of Erie." (No. 1212, Int. No. 962.)

"An act to amend chapter 86 of the Laws of 1850, entitled 'An act to provide for the assessment and collection of taxes in the city of Albany,' in relation to the effect as evidence of deeds by the county treasurer in sales for unpaid taxes." (No. 1372, Int. No. 1058.)

"An act to amend the Greater New York Charter, relative to the department of correction." (No. 579, Int. No. 518.)

"An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement." (No. 1328, Int. No. 472.)

"An act in relation to the Municipal Court of the city of New York, its officers and marshals." (No. 1457, Int. No. 339.)

Mr. Ulmann offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities, be discharged from the further consideration of the bill (No. 1054) entitled "An act to amend the Greater New York Charter, relating to the hours and duties of the members of the police force." (Int. No. 789.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

{ AYES 66 }  
{ NOES 24 }

Those who voted in the affirmative, were

Adler	Doll	Litthauer	Rainey	Smith J E
Baldwin	Duross	McCullough	Richter	Sulzberger
Daly	Egan	McInerney	Sanders	Ulmann
Dickey	Fitzp'ck J H	Palmer	Scanlon	Wolf
Dooling	Keenan	Prince	Sloane	

Those who voted in the negative, were

Allds	Costello	Haviland	Monroe	Rogers
Allen F E	Coughtry	Hooker	Morgan	Salyerds

Allston	Cowan	Kelsey	Newcomb	Schneider
Apgar	Darrison	Knipp	O'Brien	Smith O W
Ash	Davis G	Landon	Orr	Snyder
Bedell	Doughty	Langhorst	Outterson	Stevens
Bennet	Dusinbery	Leggett	Patton	Stiles
Brooks	Fancher	Lewis	Phillips	Townsend
Burnett	Fisher	Manee	Phipps	Traub
Burns	Fowler	Mansfield	Plank	Treat
Candee	Gardiner	McKeown	Platt	Williams
Chambers	Graeff	McMillan	Remsen	Wilson
Cook	Hanford	McNair	Reynolds	Woody
Coon				

The bill (No. 1500) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 687), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis M	Hoadley	Morgan	Ross
Adler	Dickey	Hooker	Neville	Sanders
Ahern	Dickinson	Hughes	Newcomb	Scanlon
Allen F E	Doll	Keenan	Nye	Schneider
Allen J A	Doughty	Kelsey	O'Brien	Seymour
Allston	Duer	Knipp	Orr	Sherer
Ash	Duross	Lally	Outterson	Sloane
Baldwin	Dusinbery	Landon	Oxford	Smith C W
Bennet	Egan	Langhorst	Palmer	Smith G H
Bordwell	Fancher	Leggett	Patchin	Smith J T
Bourke	Ferre	Lewis	Patton	Snyder
Brill	Finch	Litthauer	Pendry	Stevens
Burnett	Fitzgerald	Manee	Phipps	Stiles
Burns	Fitzp'ek J H	Mansfield	Plank	Sulzberger
Cadin	Fitzp'ek W P	Marson	Platt	Townsend
Chambers	Fowler	McAdam	Prince	Treat

Cook	Fuller	McCullough	Rainey	Ulmann
Costello	Grady	McInerney	Reeve	Wainwright
Cotton	Graeff	McMillan	Remsen	Weber
Coughtry	Griffith	McNair	Reynolds	Weekes
Cowan	Hammond	McQuade	Richter	Williams
Dale	Hanford	Meeks	Rider	Wolf
Daly	Haviland	Merritt	Robinson	Woody
Darrison	Hewitt	Monroe	Rogers	Yale
Day	Higgins	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1458) entitled "An act to amend the Greater New York Charter, relative to power to fix rents, etc., for water supply" (Int. No. 756), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Moran	Rogers
Adler	Daly	Hewitt	Morgan	Ross
Ahern	Darrison	Higgins	Neville	Salverds
Allen F E	Davis G	Hoadley	Newcomb	Sanders
Allston	Dickey	Keenan	Nye	Sherer
Baldwin	Dooling	Kelsey	O'Brien	Smith C W
Barrett	Doll	Lally	Outterson	Smith G H
Bedell	Duer	Landon	Oxford	Smith J E
Blackwell	Duross	Langhorst	Patton	Smith J T
Bordwell	Dusinbery	Leggett	Payne	Stevens
Bourke	Egan	Lewis	Pendry	Stiles
Bradley	Fancher	Manee	Phipps	Townsend
Brooks	Finch	Mansfield	Plank	Traub
Burke	Fitzgerald	McAdam	Platt	Treat
Burnett	Fitzp'ck J H	McInerney	Prince	Wainwright
Burns	Fitzp'ck W P	McKeown	Reeve	Weekes
Cadin	Fowler	McMillan	Reilley	Williams
Chambers	Fuller	McNair	Remsen	Wilson



Cook	Gardiner	McQuade	Richter	Wolf
Costello	Grady	Meeks	Rider	Woody
Cotton	Graeff	Merritt	Robinson	Yale
Coughtry	Hammond	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1463) entitled "An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts" (Int. No. 285), having been announced for a second reading,

On motion of Mr. Plank, said bill was laid aside, and ordered stricken from the calendar.

Mr. Plank offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on taxation and retrenchment, be discharged from the further consideration of the Senate bill (No. 765) entitled "An act to amend the Tax Law, relating to the taxation of real property situated in two or more tax districts." (Rec. No. 232.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Plank, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Plank, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hoadley	Moran	Salyerds
Adler	Davis G	Hughes	Morgan	Scanlon
Ahern	Dickey	Keenan	Neville	Schneider
Allen J A	Dickinson	Knipp	Newcomb	Seymour

Allston	Dooling	Lally	O'Brien	Sherer
Barrett	Doll	Landon	O'Malley	Sloane
Burnett	Doughty	Langhorst	Orr	Smith C W
Bradley	Duer	Leggett	Outtersen	Smith G H
Brooks	Duross	Lewis	Oxford	Smith J E
Burke	Fancher	Litthauer	Patchin	Smith J T
Burnett	Finch	Manee	Patton	Snyder
Burns	Fisher	Mansfield	Pendry	Sulzberger
Cadin	Fitzgerald	Marson	Phillips	Townsend
Candee	Fitzp'ck W P	McAdam	Plank	Traub
Chambers	Fowler	McCullough	Platt	Treat
Colby	Fuller	McInerney	Reeve	Wainwright
Conkling	Gardiner	McKeown	Reilley	Weber
Cook	Grady	McMillan	Reynolds	Weekes
Coon	Graeff	McNair	Richter	Williams
Cotton	Griffith	McQuade	Robinson	Wilson
Coughtry	Hammond	Meeks	Rogers	Wolf
Cowan	Haviland	Merritt	Ross	Woody
Daly	Higgins	Monroe	Ruehl	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1469) entitled "An act to amend chapter 345 of the Laws of 1869, entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying ground near the village of Moscow,' in relation to the election of trustees" (Int. No. 909), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 120 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Meeks	Ruehl
Adler	Coughtry	Griffith	Merritt	Salyerds
Allds	Cowan	Hammond	Monroe	Sanders

Allen F E	Daly	Hanford	Morgan	Scanlon
Allen J A	Darrison	Hewitt	Neville	Schneider
Allston	Davis G	Higgins	Nye	Seymour
Ápgar	Davis M	Hoadley	O'Malley	Sherer
Ash	Dickey	Hooker	Orr	Smith C W
Baldwin	Dickinson	Hughes	Outterson	Smith G H
Barrett	Dooling	Keenan	Oxford	Smith J E
Bedell	Doughty	Kelsey	Patchin	Smith J T
Bennet	Duer	Knipp	Patton	Snyder
Blackwell	Duross	Lally	Pendry	Stevens
Bordwell	Dusinbery	Landon	Phillips	Stiles
Bradley	Egan	Langhorst	Phipps	Sulzberger
Brooks	Fancher	Leggett	Plank	Treat
Burke	Ferre	Lewis	Platt	Ulmann
Burns	Finch	Litthauer	Prince	Wainwright
Cadin	Fisher	Manee	Reeve	Weber
Candee	Fitzp'ck J H	Marson	Reilley	Weekes
Chambers	Fitzp'ck W P	McAdam	Reynolds	Williams
Conkling	Fowler	McMillan	Richter	Wilson
Cook	Fuller	McNair	Robinson	Woody
Coon	Grady	McQuade	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1470) entitled "An act to amend chapter 337 of the Laws of 1899, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the city court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure and costs" (Int. No. 925), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hanford	Morgan	Sanders
Adler	Day	Haviland	Neville	Scanlon
Ahern	Davis G	Higgins	Newcomb	Schneider
Allds	Davis M	Hooker	Nye	Seymour

Allen J A	Dickey	Keenan	O'Brien	Sherer
Allston	Dickinson	Kelsey	Orr	Sloane
Apgar	Dooling	Lally	Outterson	Smith C W
Ash	Doll	Knipp	Oxford	Smith J E
Bennet	Doughty	Landon	Palmer	Smith J T
Bedell	Duer	Langhorst	Patchin	Snyder
Burnett	Duross	Leggett	Patton	Stevens
Bordwell	Dusinbery	Lewis	Pendry	Stiles
Bourke	Egan	Litthauer	Phipps	Sulzberger
Brill	Fancher	Mancee	Plank	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McCullough	Reeve	Wainwright
Candee	Fitzp'ck W P	McInerney	Remsen	Weber
Chambers	Fowler	McKeown	Reynolds	Weekes
Cook	Fuller	McMillan	Richter	Williams
Coon	Gardiner	McNair	Rider	Wilson
Costello	Grady	Meeks	Robinson	Wolf
Cotton	Gracff	Merritt	Rogers	Woody
Coughtry	Griffith	Monroe	Ross	Yale
Cowan	Hammond	Moran	Ruehl	

Mr. Rogers moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 135 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Meeks	Richter
Adler	Coughtry	Hanford	Merritt	Rider
Ahern	Cowan	Haviland	Monroe	Rogers
Allds	Dale	Hewitt	Moran	Ross
Allen F E	Daly	Higgins	Morgan	Ruehl
Allen J A	Day	Hoadley	Neville	Salyerds
Allston	Davis G	Hooker	Newcomb	Sanders
Apgar	Davis M	Hughes	Nye	Scanlon
Ash	Dickinson	Keenan	O'Brien	Seymour
Baldwin	Dooling	Kelsey	O'Malley	Sherer
Barrett	Doll	Knipp	Orr	Smith C W



Bedell	Doughty	Lally	Outterson	Smith G H
Bennet	Duer	Landon	Oxford	Smith J E
Bordwell	Duross	Langhorst	Palmer	Smith J T
Bourke	Dusinbery	Leggett	Patchin	Snyder
Bradley	Egan	Lewis	Patton	Stevens
Brill	Ferre	Litthauer	Pendry	Sulzberger
Brooks	Finch	Manee	Phillips	Townsend
Burke	Fisher	Mansfield	Phipps	Treat
Burnett	Fitzgerald	Marson	Plank	Ulmann
Burns	Fitzp'ck J H	McAdam	Platt	Wainwright
Candee	Fitzp'ck W P	McCullough	Prince	Weber
Chambers	Fowler	McInerney	Rainey	Williams
Colby	Fuller	McKeown	Reeve	Wilson
Conkling	Grady	McMillan	Reilley	Wolf
Cook	Graeff	McNair	Remsen	Woody
Coon	Griffith	McQuade	Reynolds	Yale

Said bill having been announced for a third reading,

Mr. Speaker directed the Clerk to cause said bill to be reprinted so as to conform to the journal record thereon, and that when reprinted said bill be restored to its place on the order of third reading.

The bill (No. 1241) entitled "An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation" (Int. No. 973), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Higgins	Nye	Scanlon
Adler	Coughtry	Hooker	O'Brien	Schneider
Ahern	Cowan	Keenan	O'Malley	Seymour
Allds	Daly	Knipp	Orr	Sherer
Allen F E	Darrison	Lally	Outterson	Sloane

Allen J A	Day	Landon	Oxford	Smith C W
Allston	Davis M	Langhorst	Palmer	Smith G H
Apgar	Dickey	Leggett	Patchin	Smith J E
Ash	Dooling	Lewis	Patton	Smith J T
Baldwin	Doll	Litthauer	Pendry	Snyder
Barrett	Duer	Mance	Phillips	Stevens
Bedell	Dusinbery	Mansfield	Phipps	Stiles
Bennet	Egan	Marson	Plank	Sulzberger
Blackwell	Fancher	McCullough	Prince	Traub
Bourke	Finch	McInerney	Rainey	Treat
Bradley	Fitzgerald	McKeown	Reeve	Ulmann
Brill	Fitzp'ck J H	McNair	Reilley	Wainwright
Burke	Fitzp'ck W P	McQuade	Remsen	Weekes
Burnett	Fuller	Meeks	Richter	Williams
Cadin	Gardiner	Merritt	Rider	Wilson
Candee	Grady	Monroe	Robinson	Wolf
Chambers	Griffith	Morgan	Ross	Woody
Conkling	Hammond	Neville	Ruehl	Yale
Cook	Haviland	Newcomb	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 857) entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State" (Int. No. 733), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	McQuade	Reynolds
Adler	Cotton	Hammond	Meeks	Richter
Ahern	Coughtry	Hanford	Merritt	Robinson
Allds	Cowan	Haviland	Monroe	Rogers
Allen F E	Dale	Hewitt	Moran	Ruehl
Allen J A	Darrison	Hoadley	Morgan	Salyerds

Allston	Day	Hooker	Neville	Scanlon
Apgar	Davis G	Hughes	Newcomb	Schneider
Ash	Davis M	Keenan	Nye	Seymour
Bedell	Dickey	Kelsey	O'Brien	Sloane
Bennet	Dickinson	Knipp	O'Malley	Smith G H
Blackwell	Dooling	Lally	Orr	Smith J E
Bordwell	Doll	Landon	Outterson	Snyder
Bourke	Doughty	Langhorst	Oxford	Stevens
Bradley	Duer	Leggett	Palmer	Stiles
Brill	Duross	Lewis	Patchin	Sulzberger
Brooks	Dusinbery	Litthauer	Pendry	Townsend
Burnett	Egan	Manee	Phillips	Treat
Burns	Fancher	Mansfield	Phipps	Ulmann
Cadin	Ferre	Marson	Plank	Weber
Candee	Finch	McAdam	Prince	Weekes
Chambers	Fisher	McCullough	Rainey	Williams
Colby	Fitzgerald	McInerney	Reeve	Wilson
Conkling	Fitzp'ck W P	McKeown	Reilley	Woody
Cook	Gardiner	McMillan	Remsen	Yale
Coon	Grady	McNair		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 126) entitled "An act to provide for the construction of a bridge over the Allegany river on the Allegany Indian reservation in the town of South Valley in the county of Cattaraugus, and making an appropriation therefor" (Int. No. 126), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Griffith	Merritt	Ross
Adler	Costello	Hanford	Monroe	Ruehl
Ahern	Cotton	Haviland	Moran	Salyerds

Allds	Coughtry	Hewitt	Morgan	Scanlon
Allen F E	Cowan	Higgins	Neville	Schneider
Allen J A	Dale	Hoadley	Newcomb	Seymour
Allston	Darrison	Hughes	Nye	Sloane
Apgar	Day	Keenan	O'Brien	Smith C W
Ash	Davis M	Kelsey	Orr	Smith G H
Baldwin	Dickey	Knipp	Outterson	Smith J E
Barrett	Dickinson	Lally	Oxford	Smith J T
Bedell	Dooling	Langhorst	Palmer	Snyder
Bennet	Doll	Leggett	Patchin	Stiles
Blackwell	Duer	Lewis	Patton	Sulzberger
Bourke	Duross	Litthauer	Phillips	Townsend
Bradley	Egan	Mance	Phipps	Traub
Brill	Fancher	Mansfield	Plank	Treat
Brooks	Ferre	Marson	Prince	Ulmann
Burke	Finch	McAdam	Rainey	Wainwright
Burnett	Fisher	McCullough	Reeve	Weekes
Burns	Fitzgerald	McInerney	Remsen	Williams
Cadin	Fitzp'ek J H	McKeown	Reynolds	Wilson
Candee	Fowler	McMillan	Richter	Wolf
Chambers	Fuller	McQuade	Rider	Woody
Colby	Gardiner	Meeks	Rogers	Yale
Cook	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 413) entitled "An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor" (Int. No. 389), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 129 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Rider
Adler	Cotton	Graeff	Meeks	Robinson
Ahern	Cowan	Griffith	Merritt	Rogers
Allds	Dale	Hammond	Monroe	Ruehl
Allen F E	Daly	Hanford	Moran	Salyerds
Allen J A	Darrison	Hewitt	Morgan	Sanders
Allston	Day	Higgins	Neville	Scanlon
Apgar	Davis G	Hoadley	Newcomb	Schneider
Ash	Davis M	Hooker	Nye	Seymour
Baldwin	Dickey	Keenan	O'Brien	Sloane
Bedell	Dickinson	Kelsey	O'Malley	Smith C W
Bennet	Dooling	Knipp	Orr	Smith G H
Blackwell	Doll	Landon	Outterson	Smith J T
Bordwell	Doughty	Langhorst	Palmer	Snyder
Bourke	Duer	Leggett	Patchin	Stevens
Brill	Duross	Lewis	Patton	Sulzberger
Brooks	Dusinbery	Litthauer	Pendry	Townsend
Burke	Egan	Manee	Phillips	Treat
Burnett	Ferre	Mansfield	Plank	Ulmann
Burns	Finch	Marson	Platt	Weber
Candee	Fisher	McAdam	Prince	Weekes
Chambers	Fitzgerald	McCullough	Rainey	Wilson
Colby	Fitzp'ck J H	McInerney	Reilley	Wolf
Conkling	Fitzp'ck W P	McKeown	Remsen	Woody
Cook	Fowler	McMillan	Reynolds	Yale
Coon	Fuller	McNair	Richter	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 856) entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State" (Int. No. 732), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

}	AYES	136	}
	NOES	00	

Those who voted in the affirmative, were

Adams	Coughtry	Gracff	McQuade	Robinson
Adler	Cowan	Griffith	Merritt	Ross
Ahern	Dale	Hammond	Monroe	Ruehl
Alds	Daly	Hanford	Morgan	Salyerds
Allen F E	Darrison	Haviland	Neville	Sanders
Allen J A	Day	Hewitt	Newcomb	Scanlon
Allston	Davis M	Higgins	O'Brien	Schneider
Apgar	Dickey	Hoadley	O'Malley	Seymour
Ash	Dickinson	Hooker	Orr	Sherer
Baldwin	Dooling	Hughes	Outterson	Sloane
Barrett	Doll	Keenan	Oxford	Smith C W
Bedell	Doughty	Kelsey	Palmer	Smith G H
Bennet	Duer	Knipp	Patchin	Smith J E
Blackwell	Duross	Lally	Patton	Snyder
Bordwell	Dusinbery	Landon	Pendry	Stiles
Bourke	Egan	Langhorst	Phillips	Sulzberger
Brill	Fancher	Leggett	Phipps	Townsend
Burke	Ferre	Lewis	Plank	Traub
Burnett	Finch	Litthauer	Platt	Treat
Burns	Fisher	Manee	Prince	Ulmann
Cadin	Fitzgerald	Mansfield	Rainey	Weber
Candee	Fitzp'ek J H	Marson	Reeve	Weekes
Chambers	Fitzp'ek W P	McAdam	Reiley	Williams
Colby	Fowler	McInerney	Remsen	Wilson
Conkling	Fuller	McKeown	Reynolds	Wolf
Coon	Gardiner	McMillan	Richter	Woody
Costello	Grady	McNair	Rider	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 574) entitled "An act regulating the sale of real estate by real estate corporations on the installment plan" (Int. No. 517), having been announced for a third reading,

On motion of Mr. Morgan, said bill was recommitted to the committee on general laws, retaining its place on the order of third reading.

The bill (No. 576) entitled "An act authorizing the construction of a steel bridge and abutments and approaches thereto

over the canal slip from the Erie canal to the Niagara river on North Niagara street, in the village of Tonawanda, Erie county, N. Y., together with the adjacent canal retaining walls and making an appropriation therefor " (Int. No. 576), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Morgan	Sanders
Adler	Coughtry	Haviland	Neville	Scanlon
Ahern	Cowan	Hewitt	Newcomb	Schneider
Allds	Dale	Hoadley	O'Brien	Seymour
Allen F E	Daly	Hooker	O'Malley	Sherer
Allston	Darrison	Keenan	Outterson	Sloane
Apgar	Davis G	Kelsey	Oxford	Smith C W
Ash	Davis M	Knipp	Palmer	Smith G H
Baldwin	Dickey	Lally	Patchin	Smith J E
Barrett	Dooling	Landon	Pendry	Smith J T
Bedell	Doll	Langhorst	Phillips	Snyder
Blackwell	Doughty	Leggett	Plank	Stiles
Bordwell	Duross	Lewis	Platt	Sulzberger
Bourke	Dusinbery	Litthauer	Prince	Townsend
Brill	Egan	Manee	Rainey	Traub
Brooks	Fancher	Marson	Reeve	Treat
Burnett	Ferre	McCullough	Reilley	Ulmann
Burns	Finch	McInerney	Reynolds	Weber
Cadin	Fisher	McKeown	Richter	Weekes
Candee	Fitzp'ck J H	McMillan	Rider	Williams
Chambers	Fitzp'ck W P	McNair	Rogers	Wilson
Conkling	Fowler	Meeks	Ross	Wolf
Cook	Grady	Merritt	Ruehl	Yale
Coon	Griffith	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 783) entitled "An act to release to Ellen Riley, all the right, title and interest of the people of the State in and to a lot of land whereof her husband, James Riley, died seized" (Int. No. 668), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 130 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Graeff	McNair	Rider
Adler	Cook	Griffith	McQuade	Robinson
Ahern	Coon	Hammond	Meeks	Ross
Allds	Costello	Haviland	Merritt	Ruehl
Allen F E	Coughtry	Hewitt	Monroe	Salyerds
Allen J A	Cowan	Higgins	Moran	Scanlon
Allston	Daly	Hoadley	Morgan	Schneider
Apgar	Davis G	Hooker	Newcomb	Seymour
Ash	Davis M	Hughes	Nye	Sherer
Baldwin	Dickinson	Keenan	O'Brien	Sloane
Barrett	Doll	Kelsey	O'Malley	Smith G H
Bedell	Doughty	Knipp	Orr	Smith J E
Bennet	Duross	Lally	Outterson	Smith J T
Blackwell	Dusinbery	Landon	Oxford	Stevens
Bordwell	Egan	Langhorst	Palmer	Sulzberger
Bourke	Fancher	Leggett	Patchin	Townsend
Bradley	Ferre	Lewis	Patton	Traub
Brill	Finch	Litthauer	Pendry	Treat
Brooks	Fisher	Manee	Phillips	Ulmann
Burke	Fitzgerald	Mansfield	Phipps	Wainwright
Burnett	Fitzp'ck W P	Marson	Plank	Weber
Burns	Fitzp'ck J H	McAdam	Platt	Weekes
Cadin	Fowler	McCullough	Rainey	Wilson
Candee	Fuller	McInerney	Reeve	Wolf
Chambers	Gardiner	McKeown	Reilly	Woody
Colby	Grady	McMillan	Reynolds	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



The bill (No. 1272) entitled "An act to provide for the construction of a new iron bridge over the Oswego canal at North Salina street in the city of Syracuse, and making an appropriation therefor" (Int. No. 223), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Robinson
Adler	Coughtry	Hanford	Monroe	Rogers
Ahern	Dale	Haviland	Moran	Ross
Allds	Daly	Hewitt	Morgan	Ruehl
Allen F E	Darrison	Higgins	Neville	Sanders
Allston	Day	Hoadley	Newcomb	Scanlon
Apgar	Davis M	Hooker	Nye	Schneider
Baldwin	Dickey	Keenan	O'Brien	Seymour
Barrett	Dooling	Kelsey	O'Malley	Sloane
Bedell	Doll	Knipp	Orr	Smith C W
Bennet	Doughty	Landon	Outterson	Smith G H
Blackwell	Duer	Langhorst	Oxford	Smith J T
Bordwell	Duross	Leggett	Patchin	Snyder
Bourke	Dusinbery	Lewis	Patton	Stevens
Brill	Egan	Litthauer	Payne	Stiles
Brooks	Fancher	Manee	Pendry	Sulzberger
Bourke	Ferre	Mansfield	Phillips	Townsend
Burke	Finch	Marson	Plank	Traub
Burns	Fisher	McAdam	Platt	Ulmann
Cadin	Fitzgerald	McCullough	Prince	Wainwright
Candee	Fitzp'ck J H	McInerney	Reeve	Weber
Colby	Fitzp'ck W P	McKeown	Reiley	Weekes
Conkling	Fowler	McMillan	Remsen	Williams
Cook	Fuller	McNair	Reynolds	Wilson
Coon	Grady	McQuade	Richter	Woody
Costello	Graeff	Meeks	Rider	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1173) entitled "An act to amend the Code of Civil Procedure, relative to proof of handwriting" (Int. No. 931), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Gardiner	McQuade	Richter
Adler	Cook	Grady	Meeks	Robinson
Ahern	Coon	Griffith	Merritt	Rogers
Allds	Costello	Hammond	Moran	Ross
Allen F E	Coughtry	Hanford	Morgan	Salyerds
Allen J A	Cowan	Hewitt	Neville	Scanlon
Allston	Dale	Higgins	Newcomb	Schneider
Apgar	Daly	Hoadley	Nye	Seymour
Ash	Darrison	Hooker	O'Brien	Sherer
Baldwin	Day	Keenan	O'Malley	Sloane
Barrett	Davis G	Kelsey	Orr	Smith G H
Bedell	Davis M	Knipp	Outterson	Smith J E
Bennet	Dickinson	Lally	Oxford	Snyder
Blackwell	Dooling	Langhorst	Palmer	Stevens
Bordwell	Doll	Leggett	Patchin	Stiles
Bourke	Duer	Lewis	Patton	Townsend
Bradley	Duross	Litthauer	Pendry	Treat
Brill	Egan	Manee	Phillips	Ulmann
Brooks	Fancher	Mansfield	Plank	Wainwright
Burke	Finch	Marson	Platt	Weekes
Burnett	Fisher	McCullough	Prince	Williams
Cadin	Fitzp'ck J H	McInerney	Rainey	Wilson
Candee	Fitzp'ck W P	McKeown	Reeve	Wolf
Chambers	Fowler	McMillan	Remsen	Woody
Colby	Fuller	McNair	Reynolds	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1261) entitled "An act to amend section 563 of the Code of Civil Procedure, relative to orders of arrest" (Int. No. 993), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Day	Hanford	Neville	Schneider
Adler	Davis G	Haviland	Newcomb	Seymour
Allen F E	Davis M	Hewitt	Nye	Sherer
Apgar	Dickey	Higgins	O'Malley	Sloane
Ash	Dickinson	Hooker	Orr	Smith C W
Baldwin	Dooling	Hughes	Patchin	Smith G H
Bedell	Doll	Keenan	Patton	Smith J E
Blackwell	Duer	Kelsey	Pendry	Smith J T
Bordwell	Duross	Knipp	Phipps	Stevens
Bourke	Dusinbery	Landon	Plank	Stiles
Brill	Egan	Leggett	Prince	Sulzberger
Burke	Fancher	Lewis	Rainey	Townsend
Burnett	Ferre	Litthauer	Reeve	Traub
Burns	Fisher	Manee	Remsen	Treat
Chambers	Fitzgerald	Mansfield	Richter	Ulmann
Colby	Fitzp'ck W P	McCullough	Rider	Wainwright
Conkling	Fowler	McInerney	Robinson	Weber
Costello	Fuller	McKeown	Rogers	Williams
Coughtry	Gardiner	McNair	Ross	Wilson
Cowan	Grady	McQuade	Ruehl	Wolf
Dale	Graeff	Merritt	Salyerds	Woody
Daly	Griffith	Moran	Sanders	Yale
Darrison	Hammond	Morgan	Scanlon	

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 851) entitled "An act to amend sections 1030, 1081 and 1127, of the Code of Civil Procedure, in relation to licensed embalmers" (Int. No. 727), having been announced for a third reading,

Mr. Bennet moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended by substituting therefor the following bill:

AN ACT to repeal certain sections of the code of civil procedure relating to exemptions from jury duty.

*The People of the State of New York, represented in Senate and Assembly, do enact as follows:*

Section 1. Sections ten hundred and thirty, ten hundred and thirty-one, ten hundred and eighty-one, ten hundred and eighty-two, ten hundred and eighty-three, ten hundred and thirty-four, eleven hundred and twenty-seven and eleven hundred and twenty-eight of the code of civil procedure are hereby repealed.

§ 2. This act shall take effect September first, nineteen hundred and two.

Mr. Speaker put the question whether the House would agree to said motion and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }  
{ NOES 20 }

Those who voted in the affirmative, were

Ahern	Coughtry	Griffith	McQuade	Rogers
Allen F E	Cowan	Hammond	Merritt	Ross
Allston	Daly	Hanford	Monroe	Ruehl
Apgar	Darrison	Haviland	Moran	Salyerds
Ash	Day	Keenan	Neville	Scanlon
Barrett	Dickey	Knipp	Nye	Schneider
Bordwell	Dooling	Landon	O'Malley	Sherer



Bradley	Doll	Langhorst	Orr	Sloane
Brill	Doughty	Leggett	Outtersen	Smith C W
Brooks	Dusinbery	Litthauer	Patchin	Smith J E
Cadin	Egan	Mansfield	Patton	Stevens
Candee	Fisher	Marson	Phillips	Stiles
Chambers	Fitzgerald	McCullough	I hipps	Sulzberger
Conkling	Fitzp'ck J H	McInerney	Plank	Traub
Cook	Fuller	McKeown	Prince	Ulmann
Coon	Grady	McMillan	Remsen	Williams
Costello	Graeff	McNair	Richter	

Those who voted in the negative, were

Allen J A	Davis M	Kelsey	Platt	Rider
Bennet	Dickinson	Morgan	Rainey	Smith G H
Burke	Fowler	Newcomb	Reeve	Snyder
Davis G	Hooker	Palmer	Reynolds	Townsend

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1201) entitled "An act to amend the Code of Criminal Procedure, relative to certificates of stay upon appeal" (Int. No. 951), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ross
Adler	Dale	Hewitt	Morgan	Ruehl
Ahern	Daly	Higgins	Neville	Salyerds
Allds	Day	Hoadley	Newcomb	Scanlon
Allen F E	Davis G	Hughes	O'Brien	Schneider
Allen J A	Davis M	Keenan	O'Malley	Seymour
Allston	Dickey	Kelsey	Orr	Sherer
Apgar	Dickinson	Knipp	Outtersen	Sloane
Ash	Dooling	Landon	Oxford	Smith C W
Baldwin	Doll	Langhorst	Palmer	Smith G H

Barrett	Doughty	Leggett	Patchin	Smith J E
Bedell	Duross	Lewis	Patton	Smith J T
Bennet	Dusinbery	Litthauer	Pendry	Snyder
Bordwell	Fancher	Manee	Phillips	Stiles
Bourke	Ferre	Mansfield	Phipps	Sulzberger
Bradley	Finch	Marson	Plank	Traub
Brill	Fisher	McAdam	Platt	Treat
Burke	Fitzgerald	McCullough	Prince	Ulmann
Burnett	Fitzp'ck J H	McInerney	Rainey	Wainwright
Burns	Fitzp'ck W P	McKeown	Reeve	Weber
Cadin	Fowler	McMillan	Reilley	Weekes
Chambers	Fuller	McNair	Reynolds	Williams
Colby	Grady	McQuade	Richter	Wilson
Conkling	Graeff	Meeks	Rider	Wolf
Cook	Griffith	Merritt	Robinson	Woody
Coon	Hammond	Monroe	Rogers	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1203) entitled "An act to provide for the instruction of the blind" (Int. No. 953), having been announced for a third reading,

Mr. Stevens moved that said bill be recommitted to the committee on public education, with instructions to report the same forthwith amended as follows:

Page 3, line 16, strike out the words "at pleasure" and insert after the word "remove" the words "subject to the regulations of the state civil service commission."

On motion of Mr. Hooker, said bill, together with said amendment, was laid aside, retaining its place on the order of third reading.

The bill (No. 1302) entitled "An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (Int. No. 1015), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Merritt	Robinson
Adler	Cowan	Haviland	Monroe	Rogers
Ahern	Dale	Hewitt	Moran	Ruehl
Allds	Darrison	Higgins	Morgan	Salverds
Allen F E	Day	Hoadley	Neville	Sanders
Allen J A	Davis G	Hooker	Newcomb	Scanlon
Allston	Davis M	Hughes	O'Brien	Schneider
Ash	Dickinson	Keenan	O'Malley	Sherer
Baldwin	Doll	Kelsey	Orr	Sloane
Barrett	Doughty	Knipp	Outterson	Smith C W
Bedell	Duer	Lally	Oxford	Smith G H
Bennet	Duross	Landon	Palmer	Smith J E
Blackwell	Dusinbery	Langhorst	Patchin	Snyder
Bourke	Egan	Leggett	Patton	Stevens
Bradley	Fancher	Lewis	Pendry	Stiles
Brill	Ferre	Litthauer	Phillips	Sulzberger
Brooks	Finch	Manee	Phipps	Townsend
Burke	Fisher	Mansfield	Platt	Traub
Burnett	Fitzgerald	Marson	Prince	Treat
Burns	Fitzp'ck J H	McAdam	Rainey	Wainwright
Cadin	Fitzp'ck W P	McCullough	Reeve	Weber
Chambers	Fowler	McInerney	Reilley	Weekes
Colby	Gardiner	McKeown	Remsen	Wilson
Conkling	Grady	McMillan	Reynolds	Wolf
Cook	Griffith	McNair	Richter	Woody
Costello	Hammond	McQuade	Rider	Yale
Cotton				

In the negative,

Doolling

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1344) entitled "An act to amend the Forest, Fish and Game Law, relative to non-residents taking shellfish" (Int. No. 1037), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hoadley	Neville	Sanders
Adler	Day	Hooker	Newcomb	Scanlon
Ahern	Davis M	Hughes	Nye	Schneider
Allen J A	Dickey	Kelsey	O'Brien	Seymour
Allston	Dickinson	Knipp	O'Malley	Sherer
Apgar	Dooling	Lally	Orr	Sloane
Baldwin	Doll	Landon	Outtersen	Smith C W
Barrett	Doughty	Langhorst	Oxford	Smith G H
Bedell	Duross	Leggett	Palmer	Smith J E
Bennet	Dusinbery	Lewis	Patchin	Smith J T
Blackwell	Egan	Litthauer	Pendry	Snyder
Bordwell	Fancher	Manee	Phillips	Stevens
Bourke	Ferre	Mansfield	Phipps	Stiles
Bradley	Finch	Marson	Plank	Sulzberger
Brooks	Fisher	McAdam	Platt	Townsend
Burke	Fitzp'ck J H	McCullough	Prince	Traub
Burnett	Fowler	McInerney	Reeve	Treat
Cadin	Fuller	McKeown	Reilley	Ulmann
Candee	Gardiner	McMillan	Remsen	Wainwright
Colby	Grady	McNair	Reynolds	Weber
Conkling	Graeff	McQuade	Richter	Weekes
Coon	Griffith	Meeks	Rider	Williams
Costello	Hammond	Merritt	Rogers	Wilson
Cotton	Hanford	Monroe	Ross	Wolf
Coughtry	Haviland	Moran	Ruehl	Woody
Cowan	Hewitt	Morgan	Salyerds	Yale
Daly				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 144) entitled "An act to provide for the construction of a bridge over the Erie canal in the village of Canajoharie and making an appropriation therefor" (Int. No. 144), was read the third time, having been printed and upon the desks of



the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 127 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Higgins	Morgan	Ross
Adler	Darrison	Hoadley	Newcomb	Salyerds
Ahern	Day	Hooker	Nye	Scanlon
Allds	Davis G	Keenan	O'Brien	Schneider
Allen J A	Dickey	Kelsey	O'Malley	Seymour
Allston	Dickinson	Knipp	Orr	Sherer
Ash	Doll	Lally	Outterson	Smith C W
Baldwin	Doughty	Landon	Palmer	Smith G H
Bedell	Duer	Langhorst	Patchin	Smith J E
Bennet	Duross	Leggett	Patton	Smith J T
Blackwell	Dusinbery	Lewis	Pendry	Snyder
Bordwell	Egan	Litthauer	Phillips	Stevens
Bourke	Fancher	Manee	Phipps	Stiles
Brill	Ferre	Mansfield	Plank	Sulzberger
Brooks	Fisher	Marson	Platt	Townsend
Burke	Fitzgerald	McAdam	Prince	Traub
Burns	Fitzp'ck J H	McCullough	Rainey	Ulmann
Cadin	Fitzp'ck W P	McKeown	Reeve	Wainwright
Candee	Fowler	McMillan	Reilley	Weber
Chambers	Fuller	McNair	Remsen	Weekes
Conkling	Grady	McQuade	Reynolds	Williams
Cook	Graeff	Meeks	Richter	Wilson
Costello	Griffith	Merritt	Rider	Wolf
Coughtry	Hammond	Monroe	Robinson	Woody
Cowan	Hanford	Moran	Rogers	Yale
Dale	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1434) entitled "An act to amend chapter 174 of the Laws of 1897, entitled 'An act to establish a fire department in the second school district of the town of Glenville in the

county of Schenectady and for the government and maintenance of the same,' by increasing the amount to be annually raised according to the provisions of this act " (Int. No. 1032), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1092) entitled "An act to regulate the price of illuminating gas in the city of Schenectady " (Int. No. 485), was read the second time.

On motion of Mr. McMillan, said bill was placed on the order of third reading.

On motion of Mr. McMillan, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hammond	Merritt	Robinson
Adler	Costello	Hanford	Monroe	Rogers
Ahern	Cotton	Hewitt	Moran	Ross
Allds	Coughtry	Higgins	Morgan	Ruehl
Allen F E	Cowan	Hoadley	Neville	Sal yerds
Allen J A	Dale	Hughes	Newcomb	Sanders
Allston	Daly	Keenan	O'Brien	Scanlon
Apgar	Darrison	Kelsey	O'Malley	Schneider
Ash	Day	Knipp	Orr	Seymour
Barrett	Dickey	Lally	Outterson	Sherer
Bedell	Dickinson	Landon	Oxford	Sloane
Bennet	Dooling	Langhorst	Palmer	Smith G H
Blackwell	Doll	Leggett	Patton	Smith J E
Bordwell	Doughty	Lewis	Pendry	Smith J T
Bradley	Duross	Litthauer	Phillips	Stevens
Brill	Dusinbery	Manee	Phipps	Stiles
Brooks	Fancher	Mansfield	Plank	Townsend

Burke	Ferre	Marson	Platt	Traub
Burnett	Finch	McAdam	Prince	Treat
Burns	Fisher	McCullough	Rainey	Ulmann
Cadin	Fitzp'ck J H	McInerney	Reeve	Weber
Candee	Fitzp'ck W P	McKeown	Reilley	Weekes
Chambers	Fowler	McMillan	Remsen	Williams
Colby	Fuller	McNair	Reynolds	Wilson
Conkling	Grady	McQuade	Richter	Woody
Gook	Griffith	Meeks	Rider	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1027) entitled "An act regulating and controlling the erection, construction and inspection of electric wires and appliances used for electrical purposes, providing for the supervision and inspection of the same upon the streets and within buildings in the city of Yonkers" (Int. No. 843), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading.

On motion of Mr. Sloane, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hooker	Neville	Ruehl
Adler	Darrison	Hughes	Newcomb	Salyerds
Ahern	Davis G	Keenan	Nye	Scanlon
Allds	Davis M	Kelsey	O'Brien	Schneider
Allen F E	Dickey	Knipp	O'Malley	Seymour
Allston	Dickinson	Lally	Orr	Sherer
Apgar	Doll	Landon	Outtersen	Sloane
Ash	Duer	Langhorst	Oxford	Smith C W
Baldwin	Duross	Leggett	Palmer	Smith G H

Bedell	Dusinbery	Lewis	Patchin	Smith J E
Bennet	Egan	Litthauer	Patton	Smith J T
Blackwell	Ferre	Manee	Pendry	Snyder
Bordwell	Finch	Mansfield	Phillips	Stevens
Bradley	Fisher	Marson	Phipps	Stiles
Brill	Fitzgerald	McAdam	Plank	Sulzberger
Brooks	Fitzp'ck W P	McCullough	Platt	Townsend
Burke	Fowler	McInerney	Prince	Traub
Burns	Fuller	McKeown	Rainey	Treat
Cadin	Grady	McMillan	Reeve	Ulmann
Candee	Graeff	McNair	Reilley	Wainwright
Chambers	Griffith	McQuade	Remsen	Weber
Conkling	Hammond	Meeks	Reynolds	Williams
Cook	Hanford	Merritt	Richter	Wilson
Coon	Haviland	Monroe	Robinson	Wolf
Cotton	Hewitt	Moran	Rogers	Woody
Coughtry	Higgins	Morgan	Ross	Yale
Dale	Hoadley			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 750) entitled "An act to amend the Greater New York Charter, relating to additional justices of the Municipal Court" (Int. No. 643), was read the second time.

On motion of Mr. Sanders, said bill was placed on the order of third reading.

On motion of Mr. Sanders, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Morgan	Ruehl
Adler	Dale	Higgins	Neville	Salyerds
Ahern	Daly	Hoadley	Newcomb	Sanders
Allds	Day	Hooker	Nye	Scanlon



Allen F E	Davis M	Keenan	O'Brien	Schneider
Allen J A	Davis G	Kelsey	O'Malley	Seymour
Apgar	Dickey	Lally	Otterson	Sloane
Ash	Dickinson	Landon	Oxford	Smith C W
Baldwin	Dooling	Langhorst	Palmer	Smith G H
Barrett	Doll	Leggett	Patchin	Smith J E
Bedell	Duer	Lewis	Patton	Smith J T
Bennet	Duross	Litthauer	Pendry	Snyder
Blackwell	Dusinbery	Manee	Phillips	Stevens
Bordwell	Egan	Mansfield	Phipps	Stiles
Bourke	Fancher	Marson	Plank	Sulzberger
Brill	Finch	McAdam	Platt	Townsend
Brooks	Fisher	McCullough	Prince	Traub
Burke	Fitzgerald	McInerney	Rainey	Ulmann
Burns	Fitzp'ck J H	McKeown	Reeve	Wainwright
Cadin	Fitzp'ck W P	McMillan	Reilley	Weber
Candee	Fuller	McNair	Remsen	Weekes
Colby	Gardiner	McQuade	Reynolds	Williams
Conkling	Grady	Meeks	Richter	Wilson
Cook	Graeff	Merritt	Rider	Wolf
Coon	Griffith	Monroe	Robinson	Woody
Costello	Hammond	Moran	Ross	Yale
Coughtry	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1386) entitled "An act to amend section 1 of chapter 733 of the Laws of 1897, entitled 'An act to establish the office of deputy treasurer in the city of Utica, providing for the appointment of such officer and defining his rights and duties'" (Int. No. 1066), was read the second time.

On motion of Mr. McQuade, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1385) entitled "An act to authorize the city of Yonkers to excavate, grade, erect the foundation walls and construct proper approaches and otherwise prepare the site selected in Washington park for the public library and to issue bonds therefor" (Int. No. 1065), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1384) entitled "An act to authorize the board of park commissioners of the city of Yonkers to acquire additional

lands for and otherwise improve Irving park in the city of Yonkers and to provide for the payment thereof by the issue of bonds " (Int. No. 1064), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1412) entitled "An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers " (Int. No. 1082), was read the second time.

On motion of Mr. Sloane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1411) entitled "An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the election and appointment of city and ward officers " (Int. No. 1081), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 631) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries " (Int. No. 561), was read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1449) entitled "An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle,' relative to the retirement of teachers by the board of education " (Int. No. 1097), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hooker	Neville	Rogers
Adler	Darrison	Hughes	Newcomb	Ross
Ahern	Day	Keenan	Nye	Ruehl
Allds	Davis G	Kelsey	O'Brien	Salyerds
Allen F E	Davis M	Knipp	O'Malley	Sanders
Allen J A	Dickinson	Lally	Orr	Scanlon
Allston	Dooling	Landon	Outterson	Schneider
Apgar	Doll	Langhorst	Oxford	Sherer
Ash	Duer	Leggett	Palmer	Smith C W
Baldwin	Duross	Lewis	Patchin	Smith G H
Barrett	Egan	Litthauer	Patton	Smith J E
Bedell	Fancher	Manee	Pendry	Smith J T
Blackwell	Ferre	Mansfield	Phillips	Stevens
Bordwell	Finch	Marson	Phipps	Stiles
Bradley	Fitzp'ck J H	McAdam	Plank	Sulzberger
Brooks	Fitzp'ck W P	McCullough	Platt	Townsend
Burke	Fowler	McInerney	Prince	Treat
Burnett	Fuller	McKeown	Rainey	Ulmann
Cadin	Gardiner	McMillan	Reeve	Weber
Chambers	Graeff	McNair	Reilley	Weekes
Conkling	Griffith	McQuade	Remsen	Williams
Cook	Hammond	Meeks	Reynolds	Wilson
Coon	Haviland	Merritt	Richter	Wolf
Cotton	Hewitt	Monroe	Rider	Woody
Coughtry	Higgins	Moran	Robinson	Yale
Cowan	Hoadley	Morgan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1347) entitled "An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes" (Int. No. 1040), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1389) entitled "An act authorizing boards of supervisors to establish county schools of agriculture and domestic economy" (No. 1069), was read the second time.

On motion of Mr. Plank, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1490) entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' and the acts amendatory thereof" (Int. No. 1121), was read the second time.

On motion of Mr. J. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1363) entitled "An act concerning the settlement and collection of the arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages, and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900" (Int. No. 1049), was read the second time.

On motion of Mr. Ross, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1326) entitled "An act to amend the Greater New York Charter, relative to police pension fund" (Int. No. 709), was read the second time.

On motion of Mr. Finch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1446) entitled "An act authorizing the town board of the town of Wilna, county of Jefferson, to divide such town into election districts" (Int. No. 1094), was read the second time.

On motion of Mr. Outterson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1393) entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population" (Int. No. 1073), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1396) entitled "An act to provide for the holding of town meetings and elections in the county of Montgomery" (No. 1076), was read the second time.



On motion of Mr. Candee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1312) entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon" (Int. No. 673), was read the second time.

On motion of Mr. C. W. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1295) entitled "An act to amend the Tax Law, in relation to the time of making assessment" (Int. No. 1008), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 543) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary A. Hopkins, as administratrix of the goods, chattels and credits of William G. Hopkins, deceased, against the State of New York, for damages done on the premises of the said William G. Hopkins by the employees of the State" (Int. No. 484), having been announced for a second reading,

On motion of Mr. Kelsey, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 1059) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York" (Int. No. 856), was read the second time.

On motion of Mr. Newcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1033) entitled "An act to extend the charter of the president and directors of the Manhattan Company, created by an act passed April 2, 1799" (Int. No. 850), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 94) entitled "An act to amend an act entitled 'An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of James W. Van Slyke and Francis E. Merritt, of Utica, N. Y.; Westley Barr, of Carthage, N. Y.; Samuel H. Palmer, as surviving partner of the firm of James, Remington & Palmer, and Louis Hasbrouck, Jr., of Ogdensburg, N. Y., against the State for work done and services performed for the State and to render judgment therefor'" (Rec. No. 88), was read the second time.

On motion of Mr. Plank, said bill was placed on the order of third reading.

The Senate bill (No. 748) entitled "An act to correct errors in the assessment of bank shares in the city of New York during the year 1901" (Rec. No. 244), was read the second time.

On motion of Mr. G. H. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 620) entitled "An act to amend section 2 of chapter 245, Laws of 1851, being an act entitled 'An act to incorporate the Broadway Savings Institution, in the city of New York'" (Rec. No. 220), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

On motion of Mr. Bennet, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 125 {  
 } NOES 00 {

Those who voted in the affirmative, were

Adams	Coon	Haviland	Morgan	Ruehl
Adler	Costello	Higgins	Neville	Sanders
Ahern	Cotton	Hoadley	Newcomb	Scanlon
Allds	Coughtry	Hooker	Nye	Schneider
Allen F E	Cowan	Hughes	O'Brien	Seymour
Allen J A	Dale	Keenan	Orr	Sherer
Allston	Darrison	Knipp	Outterson	Sloane
Apgar	Day	Lally	Oxford	Smith C W
Ash	Davis M	Landon	Palmer	Smith J E
Baldwin	Dickey	Langhorst	Patchin	Smith J T
Barrett	Dooling	Leggett	Patton	Snyder
Bedell	Doughty	Lewis	Pendry	Stevens
Burnett	Duer	Litthauer	Phillips	Stiles
Blackwell	Dusinbery	Manee	Phipps	Sulzberger
Bordwell	Egan	Mansfield	Plank	Townsend
Bradley	Ferre	Marson	Platt	Traub
Brill	Finch	McAdam	Prince	Treat
Brooks	Fitzgerald	McCullough	Rainey	Wainwright
Burke	Fitzp'ck J H	McInerney	Reeve	Weber
Burnett	Fitzp'ck W P	McKeown	Reilley	Weekes
Burns	Fuller	McNair	Reynolds	Williams
Cadin	Gardiner	McQuade	Richter	Wilson
Candee	Grady	Meeks	Rider	Wolf
Colby	Griffith	Merritt	Rogers	Woody
Conkling	Hammond	Monroe	Ross	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 794) entitled "An act to amend section 166 of article 9 of chapter 215 of the Laws of 1901, entitled 'An act to amend the Public Health Law, in relation to the practice of dentistry'" (Rec. No. 229), was read the second time.

On motion of Mr. Treat, said bill was placed on the order of third reading.

The Senate bill (No. 731) entitled "An act to amend chapter 505 of the Laws of 1897, as amended by chapter 323 of the Laws of 1898, entitled 'An act to make the office of sheriff of Sullivan

county a salaried office in part, and to regulate the management of said office ' ' (Rec. No. 236), was read the second time.

On motion of Mr. Allds, said bill was placed on the order of third reading.

The bill (No. 834) entitled "An act to amend the Greater New York Charter, relative to a zoological garden in Forest park, borough of Brooklyn" (Rec. No. 226), was read the second time.

On motion of Mr. Colton, said bill was placed on the order of third reading.

The Senate bill (No. 686) entitled "An act to authorize the city of Watertown to borrow money and issue bonds of the city therefor, for the purpose of paying for the building and constructing of sewers and pavement and repairs upon the highways of said city" (Rec. No. 201), was read the second time.

On motion of Mr. Outterson, said bill was placed on the order of third reading.

The Senate bill (No. 840) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplementary thereto, relating to fiscal year and time of making reports by the various boards and city officials; and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year, and to repeal section 279 of said act" (Rec. No. 243), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

The Senate bill (No. 781) entitled "An act to amend the Greater New York Charter authorizing the college of the city of New York to participate in the excise fund belonging to said city, and creating a retirement fund therefrom for the benefit of the supervising officers and teachers of said college" (Rec. No. 247), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.



The Senate bill (No. 837) entitled "An act to amend section 53 of chapter 565 of the Laws of 1895 as amended by chapter 199, Laws of 1898, and by chapter 289, Laws of 1899, relative to the annual city tax levy in the city of Little Falls" (Rec. No. 235), was read the second time.

On motion of Mr. Allston, said bill was placed on the order of third reading.

The Senate bill (No. 308) entitled "An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' and acts amendatory thereof, in relation to sinking funds'" (Rec. No. 240), was read the second time.

On motion of Mr. Coughtry, said bill was placed on the order of third reading.

The Senate bill (No. 430) entitled "An act to authorize the repayment of penalties to certain banks in the city of New York" (Rec. No. 239), was read the second time.

On motion of Mr. Cotton, said bill was placed on the order of third reading.

Mr. Coughtry called up the bill (No. 885) entitled "An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness" (Int. No. 578), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Coughtry moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Newcomb	Sanders
Allds	Daly	Higgins	Nye	Scanlon
Ahern	Darrison	Hoadley	O'Brien	Schneider
Allds	Day	Hooker	O'Malley	Seymour
Allen F E	Davis G	Hughes	Orr	Sherer
Allen J A	Davis M	Kelsey	Outterson	Sloane
Allston	Dickey	Knipp	Oxford	Smith C W
Ash	Dickinson	Lally	Palmer	Smith G H
Baldwin	Dooling	Landon	Patchin	Smith J E
Barrett	Doughty	Langhorst	Patton	Smith J T
Bedell	Duer	Leggett	Pendry	Snyder
Bennet	Duross	Lewis	Phillips	Stevens
Bordwell	Dusinbery	Litthauer	Phipps	Stiles
Bourke	Egan	Manee	Plank	Sulzberger
Bradley	Fancher	Mansfield	Platt	Townsend
Brill	Ferre	Marson	Prince	Traub
Burke	Finch	McAdam	Rainey	Treat
Burnett	Fisher	McCullough	Reeve	Ulmann
Burns	Fitzgerald	McKeown	Reilley	Wainwright
Candee	Fitzp'ck J H	McMillan	Remsen	Weber
Chambers	Fitzp'ck W P	McNair	Reynolds	Weekes
Colby	Fuller	McQuade	Rider	Williams
Conkling	Gardiner	Meeks	Robinson	Wilson
Cook	Grady	Merritt	Rogers	Wolf
Costello	Griffith	Monroe	Ross	Woody
Cotton	Hammond	Morgan	Ruehl	Yale
Coughtry	Hanford	Neville	Salverds	

Said bill having been announced for a third reading,

Mr. Coughtry moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Page 1, strike out the words "ten per" at end of line 4, and insert the following: "the amount for which bonds were authorized to be issued by the proposition adopted at the annual village election held March nineteenth, nineteen hundred and one;" also, strike out all of line 5, and the words "nineteen hundred" at beginning of line 6.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fowler, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. O'Malley called up the bill (No. 518) entitled "An act in relation to the Buffalo Fine Arts Academy and the management thereof" (Int. No. 464), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. O'Malley moved to reconsider the vote on the final passage of said bill.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Merritt	Robinson
Adler	Coughtry	Haviland	Monroe	Ross
Ahern	Cowan	Hewitt	Moran	Ruehl
Allds	Dale	Higgins	Morgan	Salyerds
Allen F E	Darrison	Hooker	Neville	Scanlon
Allen J A	Day	Hughes	Newcomb	Schneider
Allston	Davis M	Keenan	Nye	Seymour
Apgar	Dickey	Knipp	O'Brien	Sloane
Ash	Dickinson	Lally	O'Malley	Smith G H
Baldwin	Dooling	Landon	Orr	Smith J E
Barrett	Dell	Langhorst	Outterson	Smith J T
Bedell	Duer	Leggett	Oxford	Snyder
Blackwell	Dusinbery	Lewis	Palmer	Stevens
Bordwell	Egan	Litthauer	Patchin	Stiles
Bourke	Fancher	Manee	Patton	Townsend
Bradley	Ferre	Mansfield	Pendry	Traub
Brooks	Finch	Marson	Philips	Treat
Burke	Fisher	McAdam	Phipps	Ulmann
Burnett	Fitzp'ck W	McCullough	Plank	Wainwright
Cadin	Fowler	McInerney	Prince	Weekes
Candee	Fuller	McKeown	Reilley	Williams
Chambers	Gardiner	McMillan	Reilley	Wilson

Conkling	Grady	McNair	Remsen	Wolf
Cook	Graeff	McQuade	Richter	Woody
Costello	Griffith	Meeks	Rider	Yale

Said bill having been announced for a third reading,

Mr. O'Malley moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 10, strike out all after the word "by-law" to and including the word "by-law" line 3, page 2.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. O'Malley called up the bill (No. 428) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to probation officers appointed by the police justice" (Int. No. 404), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. O'Malley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hoadley	Morgan	Ruehl
Adler	Daly	Hughes	Neville	Salverds
Allds	Davis G	Keenan	Nye	Sanders
Ahern	Davis M	Knipp	O'Brien	Scanlon
Allds	Dickinson	Landon	O'Malley	Schneider
Allen F E	Doll	Langhorst	Orr	Seymour



Allen J A	Doughty	Leggett	Outterson	Sherer
Allston	Duross	Lewis	Oxford	Smith C W
Apgar	Dusinbery	Litthauer	Palmer	Smith J E
Ash	Egan	Lally	Patchin	Smith J T
Baldwin	Fancher	Manee	Phillips	Stevens
Barrett	Ferre	Mansfield	Plank	Stiles
Bedell	Finch	Marson	Platt	Sulzberger
Bennet	Fisher	McAdam	Prince	Townsend
Bordwell	Fitzgerald	McCullough	Rainey	Traub
Bourke	Fitzp'ck W P	McInerney	Reeve	Treat
Brill	Fowler	McKeown	Reilley	Ulmann
Brooks	Fuller	McMillan	Remsen	Wainwright
Burke	Gardiner	McNair	Reynolds	Weber
Cadin	Grady	McQuade	Richter	Weekes
Candee	Graeff	Meeks	Rider	Wilson
Colby	Hammond	Merritt	Robinson	Wolf
Cook	Hanford	Monroe	Rogers	Woody
Coon	Hewitt	Moran	Ross	Yale
Cowan	Higgins			

Said bill having been announced for a third reading,

Mr. O'Malley moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 5, strike out the word "eighteen" and insert in place thereof the word "nineteen."

Same page, line 6, strike out the word "ninety."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the bill (No. 770, Senate reprint No. 757) entitled "An act to amend chapter 227 of the Laws of 1898, entitled 'An act to create a public improvement commission in and for the city of Cohoes and to define its powers and duties,' and the acts amendatory thereof, in relation to street pavements, curbs, assessments and issuing bonds and certificates of indebtedness for improvements made by said commission, and limitation of expenditures" (Int. No. 432), with a message that

they have concurred in the passage of the same, with the following amendments:

Strike out all after enacting clause and insert the following:

Section 1. Section six of chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-eight, entitled "An act to create a public improvement commission in and for the city of Cohoes and to define its powers and duties," as amended by chapter two hundred and thirteen of the laws of nineteen hundred, is hereby amended to read as follows:

§ 6. The said commission shall have power to cause any street, alley, lane, highway or public ground, or any part or parts thereof in said city, to be paved, repaved, graded or regraded, and if necessary to be properly graded, for the purposes of paving or repaving the same, and to construct all necessary curbstones, for the purpose of such paving and repaving, when and wherever the public convenience in their judgment requires the same. Said commission may, if they deem that public convenience requires the same, direct that such curbstone be constructed of material and dimensions other than such as is specified in the ordinances and resolutions of the common council of said city, whether the property owner has complied with such ordinances or resolutions, or not. Said commission is also authorized to insert in any contract for the construction of pavements, repavements and curbing a provision requiring the contractor or contractors to keep the work performed in repair and maintain the same for a period not to exceed eight years from the completion thereof, and the cost of such repair and maintenance shall be included and assessed as a part of the cost of the construction of said work. The expense of the construction of the curbstone to be paid by the abutting property owners, and shall be levied and assessed against such abutting property. Every street railway now or hereafter operated in said city shall be taxed for and shall pay the expense of paving, repaving or grading and paving that portion of every street or other way paved, repaved or graded and paved, covered by its road and a space two feet in width outside of and adjoining its tracks on either side. The balance of the expense of all such paving, repaving, grading and regrading, grading and paving of public grounds shall be paid by the city at large. One-half of all the expense of such paving, repaving, grading and paving of streets and other ways and places, shall be paid by the city at large; and the other half thereof shall be defrayed by special tax upon the real estate adjacent and contiguous to that part of the street or other way paved, repaved, or graded and paved, and upon the

owners thereof, according to the benefit received except that the city at large shall also pay the expense of paving, repaving, or grading and paving the crossings of streets and other ways, and no part of the expense of paving, repaving, grading or regrading, or grading or paving any street or other way, or part of a street or other way, shall be taxed upon the lands not adjacent and contiguous to that part of the street or other way paved, repaved, graded or regraded or graded and paved, except as herein otherwise provided. When the said commission shall have determined to cause any street or other way to be paved, repaved, graded or regraded, or graded and paved, and shall have entered into contract therefor, the assessors upon being notified by the said commission to do so, shall forthwith proceed to make a special assessment and certificate, entering therein the names of all owners of land adjacent and contiguous to that part of the street or other way paved, repaved, graded or regraded, or graded and paved, and the name of every street railway operating on such street or other way, and designating therein the parcels of such land owned by non-residents, according to their best knowledge and information. They shall make a just and equitable assessment of the proper proportion of the expense of such paving, repaving, grading or regrading, or grading and paving, against such lands and owners, and against such street railway, if any, operated on such street or other way, assessing upon the several parcels of real estate adjacent and contiguous to that part of the street or other way paved, repaved, graded or regraded, or graded and paved, and upon the respective owners thereof, such portion of the said expense to be so assessed as shall be proportionate to the benefit received by such real estate owned by each person, and upon said street railway the portion of said expense hereinbefore mentioned, and shall enter in said certificate a brief but careful description of each parcel assessed and the sum assessed upon it. The term pavement as used in this act shall be construed to include macadam.

§ 2. Section fourteen of chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-eight as amended by chapter five hundred and fifty of the laws of eighteen hundred and ninety-nine and chapter two hundred and thirteen of the laws of nineteen hundred and chapter six hundred and thirty-two of the laws of nineteen hundred and one is hereby amended to read as follows:

§ 14. Whenever said commission shall determine to cause any of the improvements mentioned in this act to be done, of which the cost and expense of the whole or any part thereof shall be

paid by local assessment upon the property benefited and shall have entered into contract for the performance of said work, it shall certify to the assessors of said city, that it has so determined, entered into contract, the cost and expense of the entire improvement which shall include such proportion of the salaries and expenses of the officers and employees of said commission and the expenses of said commission as it shall deem proper, together with the amount of such costs and expenses which the owners of said property shall pay, and in case of the construction of any sewer, sewers, drains, drainage, or sewerage systems hereafter to be constructed, the said commission shall also certify a particular description of the length of such sewer, the cost per foot, and whether the same is a main or trunk sewer, and if so, a particular description of the sewers and drains which are contributory thereto; and also a brief description of the premises and property abutting such sewer, drains, main or trunk sewers and contributory sewers and drains. The said assessors shall forthwith proceed to make a special assessment and certificate, entering therein in separate columns the names of all the persons assessed, the description of all lots and parcels of land assessed, and the amount each shall be assessed, assessing justly and equitably upon each parcel of land and upon each owner thereof respectively, such portion of such expense to be paid by the property thus determined to be benefited as nearly as may be to the advantage which each shall be deemed to receive by the making of such improvement, but in making such assessment regard shall be had only to benefit received. When such certificate is completed they shall fix a time and place of meeting to correct the same and shall give notice of such meeting stating where such certificate can in the meantime be seen and examined, by publishing such notice at least twice in the official paper of said city, which publication shall be completed at least ten days before the time so fixed for a meeting; at the time and place so appointed said assessors shall meet and hear all persons appearing before them who shall feel that they are aggrieved by said assessment and after said hearing shall make such corrections, if any, in such certificate as in their judgment will render such assessment more just and equitable; and the said assessors shall have the power to add to such assessment upon giving due notice and a hearing to the owner or owners of the property which is to be added or upon which an addition is to be made; and they may abandon such certificate in case they deem it erroneous and proceed to make a new certificate in the same manner as though none had been made. When said certificate shall be thus corrected, or when the assessors after such hearing shall have determined



that it needs no correction, they shall deliver the same and the total thereof, both of which shall be signed by a majority or by all of them, to the common council within five days after the same shall have been completed by them as aforesaid, but such time may be extended by the common council. Any person considering himself aggrieved by said assessment shall have the right to be heard in relation thereto before the common council of said city at its first regular meeting after delivery of the certificate as aforesaid, and at its second regular meeting after such delivery the common council shall either confirm in whole or in part or annul such assessment, and in so doing shall have power to correct, add to or amend such assessment in any manner it may deem proper; [If it confirm the same any person who shall consider himself aggrieved thereby may appeal to the county court of Albany county, within the time and in the manner as nearly as may be, as provided by law for appeals from determinations of commissioners of highways in laying out roads, but] if it annul the same all proceedings of the assessors in relation thereto shall be void, and new proceedings may be taken in the matter, in the manner [as] provided [under] in this section. If the assessors or any or either of them be interested in property liable to be affected by such assessment or be for any cause incapable of acting the common council may appoint in the place of each assessor thus disqualified a disinterested freeholder of said city, residing therein, to perform the duties of such assessor and every freeholder before entering upon the performance of said duties shall take and subscribe an oath to make the assessment faithfully, honestly and impartially according to his best judgment. When any such assessment shall be finally confirmed by the common council [or competent tribunal] the duplicate thereof hereinbefore mentioned, shall be thereupon filed with the clerk and both shall be deemed to be originals, to one of which shall be annexed a warrant for the collection of said taxes as prescribed for the collection of general city taxes of said city, and to the other a copy of said warrant with a receipt of the chamberlain for such certificate and warrant. No assessment or reassessment made for the expense of a public or a local improvement in said city, shall be set aside or be held to be invalid because the same may have been or may be made in terms against an owner or owners unknown, or the estate of a deceased person (naming such person) or the executor, administrator, heirs or devisees of a deceased person (naming such person) or against a company or a firm named, or against the person in whose name record is, though not the actual title of the

property assessed, or through any cause arising from mistake or ignorance as to the name of the owner, whether an individual or a corporation, provided the property assessed is sufficiently described to identify and indicate the particular lot or tract which it was intended to assess. If upon any hearing in relation to any assessments under this act it shall appear by reason of any alleged irregularities or invalidity, the expense of any local improvement has been unlawfully increased, the common council thereof or any court, or judge before whom the proceedings or assessment may be pending or up for review may order that such assessment upon the lands of any aggrieved party or parties be modified by deducting therefrom such sum as is in the same proportion to such assessments as is the whole amount of such unlawful increase to the whole amount of expense of such local improvement. Any party aggrieved by any assessment made pursuant to this act or alleging that such assessment is illegal or invalid [If in the proceedings relative to any assessment or assessments for any local improvement in the city of Cohoes or in the proceedings to collect the same any fraud or defect in the work or substantial error shall be alleged to exist or have been committed, the party aggrieved thereby] may, within twenty days after confirmation of the assessment by the common council apply to have the assessment vacated or reduced or both to a judge of the supreme court at special term or his chambers or to the county judge of Albany county, who shall thereupon upon due notice to the said commission and its attorney and to the contractor and his sureties and any other person or persons if either of them be proper parties, proceed forthwith to hear the proof and allegations of the parties. Hereafter no suit or action in the nature of a bill in equity or otherwise shall be commenced for a vacation of any such assessment or assessments or to remove the cloud upon the title arising from any assessment hereafter made. Owners of property shall hereafter in proceedings to reduce, vacate or stay payments of assessment be confined to the form or proceeding in this act mentioned. No assessment that may be hereafter made shall be void [or] nor shall be vacated or reduced nor the sale of property therefor or thereunder be declared illegal or the deed or certificate of conveyance therefor be adjudged invalid or illegal or any money paid on account or because of said assessment be recovered back or refunded because of any error, illegality or irregularity in any of the proceedings in relation to the work or improvement for which such assessment is made prior to the commencement of the work including the letting of the contract for such work unless

the party objecting thereto shall have filed his objection or objections with the clerk of said commission within ten days after the letting of contract [of] for such work, stating the error and illegality or irregularity complained of together with his address.

§ 3. Section sixteen of chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-eight as amended by chapter five hundred and fifty of the laws of eighteen hundred and ninety-nine is hereby amended to read as follows:

§ 16. When a contract or contracts shall be executed by said commission for any of the improvements provided for in this act, and the work thereunder actually commenced, and before any assessment is made therefor, [and of which the city at large is to pay the whole or a part of the costs and expense,] it shall be the duty of the common council of said city, upon request of said commission, to borrow upon the faith and credit of said city, such sum as will be necessary to pay [the said portion of the expense and cost thereof, as the city at large shall pay and] all expenses whatsoever connected with the performance of said work, and the final completion thereof; it shall be the duty of the common council to issue the bonds of said city therefor, to be known as "public improvement bonds of the city of Cohoes," bearing interest at a rate not exceeding [four] three and one-half per centum per annum, payable semi-annually. [the principal of said bonds shall be made payable at such time and times within forty years from their respective date of issue, and in such amount yearly as shall be fixed and determined by the said common council.] Said bonds shall be of the denomination of not less than fifty dollars each, and shall be signed by the mayor of the city of Cohoes, and countersigned by the chamberlain and city clerk, and the seal of said city shall be affixed to each of said bonds by the said clerk. Said bonds shall be registered in the office of the chamberlain of said city and shall be payable at such places as shall be designated by the common council of said city. Said bonds shall be negotiated by the chamberlain of said city, selling the same at his office to the highest bidder, at public auction, at not less than par value thereof. Said chamberlain shall give public notice of the time and place of any selling of such bonds by public auction by publishing a notice thereof for at least fifteen days previous to each sale or opening, in such newspaper as shall be designated by the common council. The chamberlain of said city is hereby authorized to make advances for the necessary expenditures of said commission or on warrants issued by said commission for payments under said contract or



contracts on its order, or otherwise ordered paid to the said contractor or contractors, for any of the improvements under this act, from any funds of the city in his possession, prior to the issuing of the bonds herein authorized, to be reimbursed from the proceeds of any subsequent sale of said bonds. The principal of such of said bonds as shall be equal in amount to the amount which the city of Cohoes at large shall pay towards making of such improvement, expenses and costs, shall be made payable at such time or times within forty years from their respective date of issue, and in such amount yearly as shall be fixed and determined by the common council, and it shall be the duty of the common council of the city of Cohoes to [be caused] cause to be raised yearly, in each fiscal year, from the time this act shall take effect, by taxation upon the taxable property in said city, in the same manner as other taxes are levied, and in addition thereto a sum sufficient to pay for the interest upon said bonds when and as the same shall become due and payable, and also to raise by tax upon the taxable property of the said city, in the same manner as other taxes are levied, and in addition thereto, the moneys necessary to pay principal of said bonds as the same shall become due. The principal of the remainder of said bonds shall be made payable one year after date and shall be retired by paying the proceeds of the assessments then collected for such improvement, so far as the same may be applicable thereto, and the common council is authorized to issue and sell new bonds for the balance in the manner as provided herein for the issue and sale of bonds, and to be made payable at such time and times, not to exceed eighteen years from their respective date of issue, and in such an amount yearly as may be fixed and determined by the common council. If by reason of any error it shall appear that the bonds issued under the provisions of this act or the assessments made for [upon] any local improvement are not sufficient to pay the entire expense of such local improvement, the assessors of such city upon the demand of the public improvement commission of the city of Cohoes can reassess such proportion of such deficiency as may be deemed proper by said commission, upon the property benefited and the common council of the city of Cohoes shall issue a bond or bonds in such amount as may be determined necessary by said commission, to be paid [by said city] towards such deficiency for such local improvement. Should it be determined that said bonds are irregular or invalid for any reason, the common council of said city of Cohoes may issue new and other bonds in their place and instead [stead] thereof for such sum or sums as it may deem proper. This sec-



tion shall also be deemed to apply to all improvements heretofore ordered or made and for which an assessment has not as yet been confirmed by the common council of said city.

§ 4. Section seventeen of chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-eight, as amended by chapter five hundred and fifty of the laws of eighteen hundred and ninety-nine, as amended by chapter two hundred thirteen of the laws of nineteen hundred is hereby amended to read as follows:

§ 17. Any person, persons or corporations assessed for any of the improvements provided for in this act, and as provided by this act, shall be discharged from said assessment upon his or its property, by paying the amount so assessed to the chamberlain within twenty days after the confirmation of any such assessment, and thereafter any such person or corporation, may by paying the said assessment, with an addition of one per centum for each and every month that the same has remained unpaid after the confirmation thereof, be discharged from such assessment. [But when any assessment made under the provisions of this title shall exceed the sum of sixty dollars the] Any person or corporation against whose property said assessment is made shall have the option of paying such assessment in twenty [five] equal installments. The first of such installments shall be due and collectible on the confirmation of any such assessment, and one of such installments shall be due and collectible at the expiration of each year thereafter for nineteen [four] years. Such installments shall bear interest at a rate of three and one-half [six] per centum per annum from and after the time of the confirmation of any such assessment until the same shall become due and payable and thereafter shall pay the percentage above set forth. Such person or corporation shall be deemed to avail himself or itself of said option by payment of such first installment within three [six] months from the confirmation of said assessment, and in case of the failure to pay said first installment within said period of three [six] months, or the payment of any subsequent installment within three [six] months from the time the same shall become due, the whole of said assessment, or the balance unpaid shall become due and payable immediately. Each installment shall consist of one-twentieth part of such assessment plus the interest on all installments to date. [From and after the expiration of twenty days after the confirmation of such assessment, it shall be the duty of the common council of the city of Cohoes to issue certificates of indebtedness of said city to the amount of said assessment that then remains unpaid; the same

to be divided in four equal parts, payable in one year, two years, three years, and four years from date, respectively. Such certificates of indebtedness shall be paid from the moneys received from the said assessment, and shall be executed in the same manner as provided for the execution of bonds of said city in the preceding section of this act. Any such person or corporation against whose property such an assessment is made may within the time that the first installment is due as aforesaid pay such sum as he or it desires upon such assessment in excess of one-twentieth part thereof in which case the balance unpaid shall become payable in nineteen annual installments as aforesaid. This section shall also be deemed to apply to all the assessments hereafter confirmed by the common council of said city for improvements heretofore ordered or made by said commission.

§ 5. Section eighteen of chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-eight as amended by chapter two hundred and thirteen of the laws of nineteen hundred is hereby amended to read as follows:

§ 18. The proceeds received from the sale of bonds as provided in section sixteen of this act, except the bonds sold to retire other bonds, [and from the sale of certificates of indebtedness as provided in section seventeen of this act, and assessments provided for in this act, collected by the chamberlain of said city before the sale of said certificates of indebtedness and not included in the amount for which said certificates of indebtedness shall be issued] shall be set apart by the chamberlain of said city, who shall pay therefrom, only upon the order of said commission from time to time such amounts as shall be required to pay the expenditures which said commission is [hereby] empowered by this act to make. The said commission shall not audit any bill or order its payment until the same shall be verified as required by law in presenting claims against the city of Cohoes to the common council [against the city of Cohoes] thereof.

§ 6. Section fifteen of chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-eight is hereby amended so as to read as follows:

§ 15. The said commission shall not contract to expend on behalf of said city at large for the improvements provided for herein and all the expenses connected therewith, exclusive of the amount determined to be assessed against the property benefited, [and which the city at large shall be required to pay] a larger sum than three hundred thousand dollars.

§ 7. This act shall take effect immediately.

Mr. Ross moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Merritt	Rider
Adler	Daly	Haviland	Monroe	Rogers
Ahern	Darrison	Hewitt	Moran	Ross
Allds	Day	Higgins	Morgan	Ruehl
Allen F E	Davis G	Hoadley	Neville	Salverds
Allen J A	Davis M	Hooker	Newcomb	Scanlon
Allston	Dickey	Hughes	Nye	Schneider
Apgar	Dickinson	Keenan	O'Brien	Seymour
Ash	Doll	Kelsey	O'Malley	Sherer
Baldwin	Doughty	Knipp	Orr	Sloane
Barrett	Duer	Lally	Outterson	Smith C W
Bedell	Duross	Landon	Oxford	Smith G H
Blackwell	Dusinbery	Langhorst	Palmer	Smith J T
Bordwell	Egan	Leggett	Patchin	Snyder
Bourke	Fancher	Lewis	Patton	Stevens
Bradley	Ferre	Litthauer	Pendry	Stiles
Brill	Finch	Manee	Phillips	Sulzberger
Burke	Fisher	Mansfield	Phipps	Townsend
Burnett	Fitzgerald	Marson	Platt	Treat
Cadin	Fitzp'ck J H	McAdam	Prince	Ulmann
Candee	Fitzp'ck W P	McCullough	Rainey	Wainwright
Chambers	Fowler	McInerney	Reeve	Weekes
Conkling	Fuller	McKeown	Reilly	Williams
Cook	Gardiner	McMillan	Remsen	Wilson
Ooon	Grady	McNair	Reynolds	Woody
Cotton	Graeff	McQuade	Richter	Yale
Coughtry	Griffith	Meeks		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 150, Senate reprint No. 851) entitled "An act in relation to real property, exempt by law from taxation, and providing for the transmission of report of the same to the Legislature" (Int. No. 150), with a message that they have concurred in the passage of the same with the following amendment:

Page 3, line 5, strike out period and insert the following: "and in all cities of the state cause a copy thereof to be published in the official paper or papers of said city at least once in each week for three successive weeks. The expense of such publication shall be a city charge and shall be audited and paid in the same manner as charges for other city notices are audited and paid."

Mr Monroe moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hooker	Neville	Salyerds
Adler	Day	Hughes	Newcomb	Sanders
Ahern	Davis G	Keenan	Nye	Scanlon
Allds	Dickey	Kelsey	O'Brien	Schneider
Allen F E	Dickinson	Knipp	O'Malley	Seymour
Allen J A	Doll	Lally	Orr	Sherer
Apgar	Doughty	Landon	Outterson	Sloane
Ash	Duross	Langhorst	Oxford	Smith C W
Baldwin	Dusinbery	Leggett	Palmer	Smith G H
Barrett	Egan	Lewis	Patton	Smith J E
Bennet	Ferre	Litthauer	Pendry	Smith J T
Blackwell	Finch	Manee	Phillips	Snyder
Bordwell	Fisher	Mansfield	Phipps	Stevens
Bourke	Fitzgerald	Marson	Platt	Stiles
Brill	Fitzp'ck J H	McAdam	Prince	Sulzberger
Brooks	Fowler	McCullough	Rainey	Traub



Burnett	Fuller	McInerney	Reeve	Treat
Burns	Gardiner	McKeown	Reilley	Ulmann
Candee	Grady	McMillan	Remsen	Wainwright
Chambers	Graeff	McNair	Reynolds	Weekes
Conkling	Griffith	Meeks	Richter	Williams
Cook	Hammond	Merritt	Robinson	Wilson
Costello	Hanford	Monroe	Rogers	Wolf
Cotton	Haviland	Moran	Ross	Woody
Coughtry	Hewitt	Morgan	Ruehl	Yale
Dale	Higgins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 736, Senate reprint No. 912) entitled "An act to amend the University Law, as to the establishment and support of public and free libraries" (Int. No. 426), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 17, after the word "sell" insert a comma.

Same page, line 19, after the word "district" insert a comma.

Mr. Hoadley moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Haviland	Moran	Ross
Adler	Darrison	Hewitt	Morgan	Ruehl
Ahern	Day	Higgins	Neville	Salyerds
Allds	Davis G	Hoadley	Newcomb	Sanders
Allen F E	Davis M	Hooker	Nye	Scanlon
Allen J A	Dickey	Hughes	O'Brien	Schneider
Allston	Dickinson	Keenan	O'Malley	Seymour
Appar	Doolling	Kelsey	Orr	Sherer

Ash	Doll	Knipp	Outterson	Sloane
Baldwin	Doughty	Lally	Oxford	Smith C W
Barrett	Duer	Landon	Palmer	Smith G H
Bedell	Duross	Langhorst	Patchin	Smith J E
Blackwell	Dusinbery	Leggett	Patton	Smith J T
Bordwell	Egan	Lewis	Pendry	Snyder
Bradley	Fancher	Litthauer	Phillips	Stevens
Brill	Ferre	Manee	Phipps	Stiles
Brooks	Finch	Mansfield	Plank	Sulzberger
Burke	Fisher	Marson	Platt	Townsend
Burnett	Fitzgerald	McAdam	Prince	Traub
Cadin	Fitzp'ck J H	McCullough	Rainey	Treat
Chambers	Fitzp'ck W P	McInerney	Reeve	Ulmann
Colby	Fowler	McKeown	Reilley	Wainwright
Conkling	Fuller	McMillan	Remsen	Weber
Cook	Gardiner	McNair	Reynolds	Weekes
Coon	Grady	McQuade	Richter	Williams
Cotton	Graeff	Meeks	Rider	Wilson
Coughtry	Griffith	Merritt	Robinson	Wolf
Cowan	Hammond	Monroe	Rogers	Woody
Dale				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 427, Senate reprint, No. 888) entitled "An act amending the County Law, in relation to the registration of dogs" (Int. No. 403), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. Section one hundred and twenty-eight of article six of chapter six hundred and eighty-six of the laws of eighteen hundred and ninety-two, entitled "An act in relation to counties, constituting chapter eighteen of the general laws," as added by chapter four hundred and fifty-five of the laws of nineteen hundred and one, is hereby amended to read as follows:

§ 128. Adoption by county of dog registration provisions.—The board of supervisors of any county may, by resolution adopted at an annual meeting, determine that the provisions of sections one hundred and twenty-eight to one hundred and thirty-six, both inclusive, of this article shall apply to such county after a date to be specified in such resolution, which date

shall be subsequent to the last publication of the resolution as herein required. Such resolution shall also prescribe the annual registration fee to be paid within the several towns in such county for every dog over four months old. A certified copy of such resolution shall be filed in the offices of the secretary of state and of the county clerk of such county, and such resolution, together with sections one hundred and twenty-eight to one hundred and thirty-six, both inclusive of this article shall be published once in each week for six successive weeks in at least two newspapers published in the county to be designated by the board of supervisors. After the date specified in such resolution which shall be subsequent to such publication no taxes upon dogs shall be assessed in any town or village in such county, and the board of supervisors may at any subsequent meeting thereof prescribe a different annual registration fee but must publish such change at least once each week for three successive weeks in at least two newspapers to be designated by the board of supervisors. The board of supervisors of such county may thereafter by resolution adopted, filed and published in like manner determine that the provisions of such sections shall not apply to such county, and after the date specified in such resolution the provisions of law for assessment and collection of taxes on dogs shall apply to such county as if the resolution applying such sections had not been adopted.

§ 2. Section one hundred and twenty-nine of such article and chapter, as added by chapter four hundred and fifty-five of the laws of nineteen hundred and one, is hereby amended to read as follows:

§ 129. Payment of fees; issue of tags; definition of dog.— Within thirty days after the date specified in the resolution, every person resident within a town in such county owning or harboring a dog over four months old shall pay to the town clerk of the town in which he resides, the registration fee prescribed by such resolution; and every person who shall thereafter acquire or harbor such a dog for which such registration fee has not been paid shall pay such fee within ten days after acquiring or harboring the same. A fee so paid shall entitle such dog to registration [for one year, and annually thereafter a like fee shall be paid by a person owning or harboring such dog.] until the thirty-first day of December following such payment; and thereafter on or before the tenth day of January in each year a like fee shall be paid by a person owning or harboring such dog. Upon the receipt thereof, the town clerk shall enter in a book kept for that purpose, the name of such owner or person, a description of such dog, and the date of the pay-

ment of the registration fee; and shall furnish for the use of such dog a suitable metallic tag stamped with the [date] year of issuance and with a number corresponding with the registration number of such dog. Such tag shall be worn by such dog at all times during the year for which the registration fee shall be so paid. The town clerk shall furnish a duplicate of such tag, whenever the same shall be lost, upon payment of the cost thereof. The expense of procuring such tags shall be paid in the same manner as other town charges from the moneys received from the registration fees. The term dog, as used in sections one hundred and twenty-eight to one hundred and thirty-six, both inclusive, of this article, includes bitch.

§ 3. Section one hundred and thirty-three of such article and chapter, as added by chapter four hundred and fifty-five of the laws of nineteen hundred and one, is hereby amended to read as follows:

§ 133. Seizure of dogs not tagged or registered.—Each constable in such county shall after the expiration of such thirty days from the date specified in such resolution seize and keep in his possession, until disposed of as herein provided, every dog running at large in his county and not wearing such tag and every dog of which he shall be informed by the town clerk of his town by written notice. He shall forthwith post a notice in a conspicuous place in the office of the town clerk, containing a description of the dog so seized, and a statement of the time of seizure thereof, and that the said dog will be killed at the end of seventy-two hours from the time of posting, [and serving] such notice stating the hour of such posting, unless the same is registered and the fee for seizing the same as herein provided is paid within such time and shall also serve [notice thereof upon the owner or person harboring such dog personally, if he be within such county and if he be not, by leaving the same at his residence with a person of suitable age and discretion] a copy of the notice so posted, at least forty-eight hours before such dog shall be killed, upon the owner or person harboring such dog, provided that he be known to such constable or can with reasonable diligence be ascertained by him within said county, personally or by leaving the same at his last known place of residence with a person of suitable age and discretion. The constable shall at the end of seventy-two hours from the time of posting and after so serving such notice kill such dog by shooting, unless the same shall before the expiration of that time be registered and a tag procured for the same as provided in section one hundred and twenty-nine, and in addition thereto, the sum of two dollars be paid to such constable for his fees, in



which case such dog shall be released. Every constable shall be entitled to receive a fee of one dollar for each dog seized and killed by him under the provisions of this section or of section one hundred and thirty-four of this article, to be paid as other town charges are paid from moneys received for registration fees.

§ 4. This act shall apply to all counties which have heretofore adopted the provisions of sections one hundred and twenty-eight to one hundred and thirty-six both inclusive of article six of chapter six hundred and eighty-six of the laws of eighteen hundred and ninety-two, as added by chapter four hundred and fifty-five of the laws of nineteen hundred and one.

§ 5. This act shall take effect immediately.

Mr. Kelsey moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 133 }  
} NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Higgins	Morgan	Salyerds
Adler	Coughtry	Hoadley	Neville	Sanders
Ahern	Dale	Hooker	Newcomb	Scanlon
Alds	Daly	Hughes	Nye	Schneider
Allen F E	Darrison	Keenan	O'Brien	Seymour
Allen J A	Davis G	Kelsey	O'Malley	Sherer
Allston	Davis M	Knipp	Outterson	Sloane
Apgar	Dickey	Lally	Oxford	Smith C W
Ash	Dickinson	Landon	Palmer	Smith G H
Baldwin	Dooling	Langhorst	Patchin	Smith J E
Barrett	Doll	Leggett	Patton	Smith J T
Bedell	Doughty	Lewis	Pendry	Snyder
Blackwell	Duer	Litthauer	Phillips	Stevens
Bordwell	Dusinbery	Manee	Phipps	Stiles
Bourke	Egan	Mansfield	Plank	Sulzberger
Bradley	Fancher	Marson	Platt	Townsend
Brill	Ferre	McAdam	Prince	Treat
Brooks	Finch	McCullough	Rainey	Ulmann

Burke	Fitzgerald	McInerney	Reeve	Wainwright
Burnett	Fitzp'ck J H	McKeown	Reilley	Weber
Burns	Fowler	McMillan	Reynolds	Weekes
Candee	Fuller	McNair	Richter	Williams
Chambers	Gardiner	McQuade	Rider	Wilson
Colby	Graeff	Meeks	Rogers	Wolf
Cook	Griffith	Merritt	Ross	Woody
Coon	Hanford	Monroe	Ruèhl	Yale
Costello	Haviland	Moran		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the following entitled bills, with a message that they had concurred in the passage of the same without amendment:

"An act to amend the Agricultural Law, relative to prevention of disease among bees and to add two sections thereto relative to honey, to be known as section 80-a and 80-b." (No. 1012, Int. No. 589.)

"An act to amend the Domestic Relations Law, in relation to the rights of married women." (No. 621, Int. No. 551.)

"An act to amend the Railroad Law, in relation to extensions of time to construct road." (No. 581, Int. No. 520.)

"An act to amend the Public Health Law, relating to local boards of health." (No. 944, Int. No. 480.)

"An act to amend chapter 261 of the Laws of 1885, entitled 'An act in relation to the management of the Albany Penitentiary,' relative to the salary of the keeper of said penitentiary." (No. 1313, Int. No. 880.)

"An act to amend the Penal Code in relation to unlawful interference with water meters, water service pipes and their connections." (No. 853, Int. No. 729.)

"An act to amend the Railroad Law, relative to loans by municipalities for constructing grade crossings." (No. 142, Int. No. 142.)

"An act to amend the Code of Civil Procedure, relative to undertakings for the discharge of personal property from attachments." (No. 757, Int. No. 652.)

“An act to amend the Religious Corporations Law in respect to the sale or mortgage of real property.” (No. 814, Int. No. 697.)

“An act to provide for the extraordinary repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State and to provide funds for the final payment of canal contracts.” (No. 734, Int. No. 268.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill:

“An act reappropriating unexpended balances of appropriations heretofore made for the New York State School for the Blind.” (No. 911, Senate reprint No. 852, Int. No. 764.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1375) entitled “An act to amend chapter 369 of the Laws of 1895, entitled ‘An act creating a commissioner of jurors for each county of the State having a certain population, and regulating and prescribing his duties; also providing in what manner jury lists shall be made up and jurors drawn and notified in the courts of record in such counties, and how they may be exempted or excused, and the length of service of such jurors,’ in relation to the service of jurors” (Int. No. 121), with a message that they have reconsidered the vote by which said bill was passed, and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1348) entitled “An act to amend chapter 120 of the Laws of 1886, entitled ‘An act to revise the charter of the city of Lockport,’ and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials; and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year, and to repeal section 279 of said act” (Int. No. 1041), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

The Senate returned the following entitled bill:

"An act to amend chapter 227 of the Laws of 1898, entitled 'An act to create a public improvement commission in and for the city of Cohoes, and to define its powers and duties,' and the acts amendatory thereof, in relation to street pavements, curbs, assessments and issuing bonds and certificates of indebtedness for improvements made by said commission, and limitation of expenditures." (No. 770, Senate reprint No. 757, Int. No. 432.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Cohoes.

A communication was received from Hon. Jay B. Kline, mayor of the city of Syracuse, returning the bill (No. 584) entitled "An act to permit the city of Syracuse to use the balance of the fund raised to acquire the parcel of land in said city known as 'Round Top' for public park purposes, for the improvement of said park" (Int. No. 523), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning the bill (No. 655) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the several acts amendatory thereof and supplementary thereto, in relation to the legislative department and department of finance" (Int. No. 583), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

ALBANY, *March 12, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No.



428) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to probation officers appointed by the police justice." (Int. No. 404.)

B. B. ODELL, JR.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 597, entitled "An act to amend chapter 377 of the Laws of 1896, entitled 'An act in relation to benevolent orders, constituting chapter 44 of the general laws,' by adding to the orders therein specified councils of the Knights of Columbus" (Rec. No. 160), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bedell offered for the consideration of the House, a resolution in the words following:

Resolved, That the committee on engrossed bills be discharged from the further consideration of the bill (No. 1544) entitled "An act to amend the Railroad Law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith, in cities of over 1,000,000 inhabitants" (Int. No. 901), and that said bill be placed on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a third reading,

Mr. Bedell moved that said bill be recommitted to the committee on railroads, with instructions to report the same forthwith amended as follows:

Page 2, line 3, beginning at the word "this" strike out all following down to and including the word "census" in line 5.

Same page, same line, after the second word "of" insert the words "the first class."

Page 6, line 14, after the word "decision" insert a semi-colon.

Same page, same line, beginning with the word "and" strike out all following down to and including the word "purpose" in line 25.

Amend the title by striking out the words "over one million inhabitants" and insert in place thereof the words "the first class."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Bedell, from the committee on railroads, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That in sincere appreciation of the thorough and meritorious management of the reception to His Royal Highness Prince Henry of Prussia in the capitol at Albany, on Friday, March 7, 1902, the thanks of the Assembly of the State of New York be expressed and tendered to Harry H. Bender, Superintendent of Public Buildings; further

Resolved, That a set of these resolutions duly engrossed be presented by order of the Assembly to Harry H. Bender, Superintendent of Public Buildings.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the concurrent resolution for final adjournment of the Legislature, with a message that they have concurred in the passage of the same in the words following:

Resolved (if the Senate concur), That the Legislature adjourn without date, on Thursday, March 27, 1902, at 12 o'clock noon.

Mr. Allds moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Allds, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same as amended.

On motion of Mr. Allds, the House adjourned.

FRIDAY, MARCH 14, 1902.

The House met pursuant to adjournment.

Prayer by Rev. Daniel F. Curtin.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with, and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Code of Criminal Procedure relative to certificates of stay upon appeal" (No. 709, Rec. No. 272), which was read the first time and referred to the committee on codes.

"An act to amend chapter 117 of the Laws of 1843, entitled 'An act to incorporate the American Baptist Home Mission Society,' relating to the powers of such society" (No. 844, Rec. No. 274), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend the Penal Code in relation to the sentencing of convicts to State prisons" (No. 924, Rec. No. 275), which was read the first time and referred to the committee on codes.

"An act to authorize the Warren County Electric Light, Heat and Power Company to construct and maintain a dam across the Hudson river in the town of Thurman, Warren county" (No. 922, Rec. No. 276), which was read the first time and referred to the committee on electricity, gas and water supply.

"An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts of this State to establish and protect their rights in and to real and personal property" (No. 920, Rec. No. 277), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Civil Service Law, in relation to veterans" (No. 947, Rec. No. 278), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual under-

writers " (No. 824, Rec. No. 279), which was read the first time and referred to the committee on insurance.

"An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation " (No. 751, Rec. No. 280), which was read the first time and referred to the committee on the judiciary.

"An act to provide for establishing the south boundary line and a portion of the southwest boundary line of the county of St. Lawrence and the south boundary line of the county of Franklin, and making an appropriation therefor " (No. 951, Rec. No. 281), which was read the first time and referred to the committee on ways and means.

"An act regulating the appointment of trustees and conferring certain powers upon justices of the Supreme Court " (No. 773, Rec. No. 282), which was read the first time and referred to the committee on the judiciary.

"An act to amend subdivision 10 of section 4 of chapter 39 of the general laws, known as the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages " (No. 654, Rec. No. 284), which was read the first time and referred to the committee on railroads.

"An act making an appropriation for the construction, completion, equipment and repair of certain buildings and improvements to grounds of the New York State Soldiers' and Sailors' Home at Bath " (No. 962, Rec. No. 285), which was read the first time and referred to the committee on ways and means.

"An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse " (No. 167, Rec. No. 286), which was read the first time and referred to the committee on fisheries and game.

"An act to amend section 1 of chapter 733 of the Laws of 1897, entitled 'An act to establish the office of deputy treasurer in the city of Utica, providing for the appointment of such officer and defining his rights and duties ' " (No. 874, Rec. No. 287),



which was read the first time and referred to the committee on affairs of cities.

"An act reappropriating the sum of \$200 for enlarging the barn at the Central New York Institution for Deaf-Mutes at Rome, N. Y." (No. 964, Rec. No. 288), which was read the first time and referred to the committee on ways and means.

Mr. Brill introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of the F. W. Devoe and C. T. Reynolds Company, and the Eppens Smith & Wiemann Company against the State for taxes alleged to have been erroneously paid to the Comptroller of the State of New York" (Int. No. 1226), which was read the first time and referred to the committee on claims.

Mr. Doll introduced a bill entitled "An act to prohibit any person, persons, corporation or corporations from accepting, deducting or retaining any sum or sums of money from any employee or employees for the purpose of purchasing or maintaining any uniform, utensil, instrument, tool, thing or things where the title to the same is vested and remains vested in said person, persons, corporation or corporations" (Int. No. 1227), which was read the first time and referred to the committee on labor and industries.

Also, a bill entitled "An act in relation to the admission of citizens of this State to the examinations of the State Board of Law Examiners" (Int. No. 1228), which was read the first time and referred to the committee on the judiciary.

Mr. Dusenbery introduced a bill entitled "An act to provide for the erection of a suitable monument to the memory of Lieutenant John Graham and his comrades of the militia, who were massacred by the Indians at Grahamsville, Sullivan county, N. Y., in the year 1778, and making an appropriation therefor" (Int. No. 1229), which was read the first time and referred to the committee on ways and means.

Mr. Gardiner introduced a bill entitled "An act to amend the Labor Law, relating to safety appliances for the use of and pro-

tection to employees on buildings " (Int. No. 1230), which was read the first time and referred to the committee on codes.

Mr. J. H. Fitzpatrick introduced a bill entitled "An act relating to the appointment of employees of the fire department of the city of New York to the uniformed force of the said department " (Int. No. 1231), which was read the first time and referred to the committee on affairs of cities.

Mr. Graeff introduced a bill entitled "An act declaring the Bouquet river and its tributaries, in the county of Essex, a public highway " (Int. No. 1232), which was read the first time and referred to the committee on ways and means.

Mr. Leggett introduced a bill entitled "An act to release to the diocese of Buffalo all the right, title and interest of the State to certain lands in the village of Lewiston, Niagara county " (Int. No. 1233), which was read the first time and referred to the committee on ways and means.

Mr. Marson introduced a bill entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' in relation to the powers and duties of the city officers " (Int. No. 1234), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend chapter 25 of the Laws of 1897, entitled 'An act to incorporate the city of Rome' in relation to highways, streets and bridges and the tax for the improvement thereof " (Int. No. 1235), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Malley introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of abating all nuisance existing in the Ohio basin slip, in the city of Buffalo, between the south line of Elk street and the Main and Hamburg street canal, and to fill the prism of said slip with solid material, and to do any and all work that may be necessary in the abatement of such nuisance " (Int. No. 1236), which was read the first time and referred to the committee on affairs of cities.

Mr. Ruehl introduced a bill entitled "An act to amend the Public Health Law, relative to qualifications for the practice of

veterinary medicine" (Int. No. 1237), which was read the first time and referred to the committee on public health.

Mr. Weekes introduced a bill entitled "An act to amend the Penal Code, in relation to affixing advertisements to personal property" (Int. No. 1238), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend section 2606 of the Code of Civil Procedure, relative to accounting by executors, etc., of deceased executor in Surrogate's Court" (Int. No. 1239), which was read the first time and referred to the committee on codes.

Mr. Costello introduced a bill entitled "An act to amend subdivision 3 of section 4 of chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' relating to municipal property exempt from taxation" (Int. No. 1240), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Day introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to the taking of woodcock, grouse and quail in the county of Jefferson" (Int. No. 1241), which was read the first time and referred to the committee on fisheries and game.

Mr. Fancher introduced a bill entitled "An act to amend the Railroad Law, in relation to extending street surface railroads on routes parallel with the lines of other street surface railroads" (Int. No. 1242), which was read the first time and referred to the committee on railroads.

Mr. Merritt introduced a bill entitled "An act to provide for the appointment of a commission to investigate the causes of floods and overflows of rivers and water courses, and to make recommendations for preventing the same" (Int. No. 1243), which was read the first time and referred to the committee on ways and means.

Mr. Bedell introduced a bill entitled "An act to amend chapter 240 of the Laws of 1901, entitled 'An act supplementary to chapter 115 of the Laws of 1898, entitled "An act to provide for the improvement of public highways," relative to securing the

requisite right of way by the boards of supervisors of counties in which public highways are improved pursuant to said chapter,' in relation to the acquisition of lands for the supply of materials for the construction of highways, and the compensation of commissioners" (Int. No. 1244), which was read the first time and referred to the committee on internal affairs.

Mr. G. H. Smith introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the executor of the will of Henry L. Achilles against the State of New York, for money alleged to have been expended for the State" (Int. No. 1245), which was read the first time and referred to the committee on claims.

By unanimous consent,

Mr. Keenan introduced a bill entitled "An act to amend chapter 686 of the Laws of 1894, entitled 'An act for the preservation of macadamized public highways in Queens county,' relative to street surface railroads in certain streets and highways" (Int. No. 1246), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. McMillan introduced a bill entitled "An act to repeal chapter 220 of the Laws of 1901, entitled 'An act to fix the compensation of the assessors in the town of Rotterdam, in the county of Schenectady'" (Int. No. 1247), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. O'Brien introduced a bill entitled "An act to amend chapter 322 of the Laws of 1890, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Plattsburgh, and to repeal certain acts and parts of acts,' relating to the issue of bonds for public improvements" (Int. No. 1248), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Hammond introduced a bill entitled "An act relative to the improvement of Onondaga creek by the city of Syracuse"



(Int. No. 1249), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Malley introduced a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to local funds" (Int. No. 1250), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend section 286 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter 228 of the Laws of 1901, in relation to the department of public works" (Int. No. 1251), which was read the first time and referred to the committee on affairs of cities.

Mr. Fuller introduced a bill entitled "An act to authorize the Johnsburgh Electric Light, Heat and Power Company to construct and maintain a dam across the Hudson river in the towns of Johnsburgh and Chester, Warren county" (Int. No. 1252), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Pendry introduced a bill entitled "An act to amend chapter 706 of the Laws of 1901, entitled 'An act to make the office of the register of Kings county a salaried office, and regulating the management of said office,' in relation to the compensation of record searchers" (Int. No. 1253), which was read the first time and referred to the committee on internal affairs.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Allds, Int. No. 1078, entitled "An act to amend the State Charities Law, relating to the finances of the State charitable institutions and creating the office of fiscal supervisor" (No. 1376), reported in favor of the passage of the same with the following amendments:

Page 2, between the lines 13 and 14 insert the following:  
"50. Visitations and reports by managers or trustees."

Same page, line 14, change figures "50" to figures "51."

Same page, line 16, change figures "51" to figures "52."

Same page, line 18, change figures "52" to figures "53."

Same page, line 26, strike out the word "four" and insert the word "six."

Page 10, line 1, after the word "institutions" insert the following: "except those furnished pursuant to law by some other institution of the state."

Same page, line 15, strike out the comma and insert in place thereof the word "or."

Same page, lines 15 and 16, strike out the words "or for the Elmira Reformatory."

Page 11, between lines 18 and 19, insert a new section as follows:

§ 50. Visitations and reports by managers or trustees.—The board of managers or trustees of each of the state charitable institutions, of the New York state school for the blind and of the Elmira Reformatory, in addition to their other duties now required by law, shall, by a majority of its members, visit and inspect the institution for which it is appointed at least monthly, and shall make a written report in duplicate to the governor and the state board of charities within ten days after each visitation, to be signed by each member making such visitation. Such report shall state in detail the condition of the institution visited and of its inmates, and such other matters pertaining to the management and affairs thereof as in the opinion of the board should be brought to the attention of the governor or the state board of charities, and may contain recommendations as to needed improvements in the institution or its management."

Same page, line 19, change figures "50" to figures "51."

Page 12, line 8, change figures "51" to figures "52."

Page 13, line 3, change figures "52" to figures "53."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Stiles, Int. No. 1046, entitled "An act authorizing the repair and improvement of the Castorland dyke between the main shore near Castorland depot and the bridge crossing Black river in the town of Denmark, Lewis county, and making an appropriation therefor" (No. 1360), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, change the word "thirteen" to the word "eight," and strike out the words "five hundred."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Colby, Int. No. 122, entitled "An act to provide for the representation of the State of New York at the Louisiana Purchase Exposition at St. Louis, Missouri, and making an appropriation therefor" (No. 122), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, change the word "nine" to the word "twelve."

Page 2, line 16, change the word "fifty" to the words "one hundred."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Monroe, Int. No. 270, entitled "An act making an appropriation for dredging the inlet to Cayuga lake, and for repairing the State pier at the mouth of such inlet" (No. 288), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, change the word "seven" to the word "six," and strike out the words "five hundred."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Bennet, Int. No. 21, entitled "An act making an appropriation for the relief and maintenance of the United States Volunteer Life Saving Corps of the

State of New York (inland waters)" (No. 21), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, change the word "ten" to the word "five."

Page 2, line 7, before the word "original" insert the following: "Such sums as he may find in his discretion reasonable and proper upon."

Strike out all of section 3, and renumber sections 4 and 5 to sections 3 and 4.

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Darrison, Int. No. 421, entitled "An act to provide for the drainage of flooded lands in the town of Royalton, Niagara county, occasioned by the overflow from the State canal feeder and back water from the State dam across the Tonawanda creek in Genesee county, and making an appropriation therefor" (No. 1420), reported in favor of the passage of the same with the following amendment:

Page 2, line 4, after the word "surveyor" insert the words "and canal board."

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 212, entitled "An act to reappropriate money for the erection of an armory in the city of Buffalo, for the use of the Sixty-fifth Regiment, National Guard, as provided by chapter 256 of the Laws of 1900" (No. 131), reported in favor of the passage of the same with the following amendments:

Page 2, strike out all of section 2 and insert the following:

"§ 2. Of the amount hereby reappropriated the sum of three hundred and fifty thousand dollars shall be available during the year nineteen hundred and two; and two hundred thousand



dollars, together with any unexpended balance, shall be available during the year nineteen hundred and three.

“§ 3. This act shall take effect immediately.”

J. P. ALLDS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Merritt, Int. No. 934, entitled “An act to provide for establishing the south boundary line of the counties of St. Lawrence and Franklin, and making an appropriation therefor” (No. 1176), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. White, Rec. No. 257, entitled “An act for the promotion of agriculture, and making an appropriation therefor” (No. 722), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. O'Malley, Int. No. 30, entitled “An act to facilitate State commerce by increasing the depth of water in the Erie basin at Buffalo, and making an appropriation therefor” (No. 30), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. O'Brien, Int. No. 431, entitled “An act providing for the construction of a mess hall and store house building at Clinton prison, and making an appropriation therefor” (No. 480), reported in favor of the passage

of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Meeks, Int. No. 1153, entitled "An act making an appropriation for the Adjutant-General to enable him to replace State property destroyed by fire in the Seventy-first Regiment armory" (No. 1533), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the bill introduced by Mr. Weekes, Int. No. 660, entitled "An act to amend the Tax Law, in relation to taxable transfers of property" (No. 764), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 211, entitled "An act to release to Laura C. Geib all the right, title and interest of the people of the State of New York in and to certain real estate in the city of Buffalo, county of Erie, State of New York" (No. 724), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Allds, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. McKinney, Rec. No. 122, entitled "An act to provide for the appointment of a commission to examine wild and forest land in Suffolk county with the view to the location thereon of a State park" (No. 513), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. J. H. Fitzpatrick, Int. No. 225, entitled "An act to amend the Domestic Relations Law, relating to executing and filing contracts of marriage" (No. 733),

reported in favor of the passage of the same with the following amendment:

Page 2, lines 9 and 10, strike out by using brackets all the new matter after the word "misdemeanor" to the period at the end of the sentence.

JAS. T. ROGERS,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Moran, Int. No. 538, entitled "An act to amend the Election Law, relating to ballots for town meetings" (No. 599), reported in favor of the passage of the same with the following amendments:

Page 2, line 23, after the word "election" insert the following:  
"§ 2. Section thirty-four of such chapter is hereby amended by adding at the end thereof a new subdivision to be number eleven, to read as follows:

"Subdivision 11. When a town or village election is held at the same time with a general election all electors in such town or village to be entitled to vote at such town or village election must be registered as provided by law for the enrollment of electors for any general election in such town or village."

Same page, line 24, change the number of the section from "2" to "3."

Page 3, line 23, after the word "city" insert the following:  
"Certificates of nomination of candidates for offices of any other city to be elected at the same time at which a general election is held shall be filed with the clerk of the county in which such city is located."

Page 4, line 1, after the word "respectively" insert a bracket.

Same page, line 3, after the word "clerk" insert a bracket.

Page 6, line 1, change the number of the section from "3" to "4."

Page 7, line 16, change the number of the section from "4" to "5."

Page 9, line 17, after the word "vote" insert a bracket.

Page 10, line 4, after the word "candidate" insert a bracket.

Same page, beginning with line 5, strike out the remainder of page 10 and all of page 11 and page 12 down to and including line 14.

Page 12, line 15, change the number of the section from " 7 " to " 6."

JAS. T. ROGERS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Trainor, Rec. No. 141, entitled "An act to incorporate an inebriates' home and to provide for the care and treatment of habitual drunkards therein" (No. 572), reported in favor of the passage of the same with the following amendment:

Page 1, line 1, strike out the words "Charles W. Gardiner" and "James E. Gillette" and insert in lieu thereof the words "John P. Corrigan" and "Augustus G. Wales."

JAS. T. ROGERS,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was recommitted the bill introduced by Mr. Rainey, Int. No. 1059, entitled "An act to incorporate the Brooklyn Masonic Guild" (No. 1373), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

Page 1, line 2, after the word "Tonsor" strike out the letter "B," and insert the word "Benjamin" in lieu thereof.

Same page, same line, after the word "Owens" strike out the letter "T," and insert the word "Thomas" in lieu thereof.

Same page, line 6, after the word "Brooklyn" capitalize the letter "m" in the word "masonic" and the letter "g" in the word "guild."

Page 2, line 19, between the words "for" and "any" insert a bracket.

Same page, line 21, between the words "or" and "any" insert a bracket.

JAS. T. ROGERS,  
*Chairman.*



Which report was agreed to, and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Platt, Int. No. 1095, entitled "An act to authorize the sale of certain real property in the village of Sandy Hill, Washington county, N. Y., devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives" (No. 1447), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the bill introduced by Mr. Stiles, Int. No. 938, entitled "An act to repeal chapter 77 of the Laws of 1898, entitled 'An act to legalize the division into election districts of the town of West Turin in Lewis county'" (No. 1180), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 54, entitled "An act to amend section 40 of the Stock Corporation Law, being chapter 564 of the Laws of 1890, with respect to guarantees by stock corporations" (No. 348), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 143, entitled "An act to amend section 5 of the General Corporation Law, being chapter 687 of the Laws of 1892, with respect to filing and recording certificates of incorporation, and to the corporate names of corporations" (No. 500), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Marshall, Rec. No.

176, entitled "An act to define the rights of persons and corporations engaged in the business of storing personal chattels, and to regulate the said business" (No. 426), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ellsworth, Rec. No. 254, entitled "An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (No. 816), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Mills, Rec. No. 227, entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article 6 of the Constitution relating to Supreme Court judicial districts" (No. 798), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Barnes, Rec. No. 182, entitled "An act to amend section 58 of the Election Law, entitled 'An act in relation to elections, constituting chapter 6 of the general laws,' relating to places of filing certificates of nomination" (No. 309), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rogers, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Elsberg, Rec. No. 185, entitled "An act to amend section 1 of chapter 570 of the Laws of 1895, entitled 'An act for the incorporation of associations for the improvement of the breed of horses and to regulate the same; and to establish a State racing commission'" (No. 667), reported in favor of the passage of the same without

amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. A. Allen, Int. No. 848, entitled "An act to establish and improve a public park, to be known as Hamilton park, in the borough of Manhattan in the city of New York" (No. 1031), reported in favor of the passage of the same with the following amendments:

Page 18, strike out section "23" and make section "24" read "23," section "25" read "24," section "26" read "25," section "27" read "26," section "28" read "27," section "29" read "28," section "30" read "29" and section "31" read "30."

OTTO KELSEY,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Willard, Rec. No. 251, entitled "An act to authorize the city of Utica to borrow money for the use of the board of police and fire commissioners of the city of Utica, and issue bonds therefor" (No. 762), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Willard, Rec. No. 222, entitled "An act to amend section 116 of chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 508 of the Laws of 1886" (No. 541), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Trainor, Rec. No. 221, entitled "An act to authorize the payment of the claim of James A. Russel for services rendered the city of New York"

(No. 645), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Wilcox, Rec. No. 242, entitled "An act to amend chapter 577 of the Laws of 1875, entitled 'An act to revise and consolidate the several acts relating to the public schools in the city of Auburn,' and the several acts amendatory thereof" (No. 783), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Malby, Rec. No. 241, entitled "An act to amend section 98 of title 11 of chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same'" (No. 825), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Willard, Rec. No. 521, entitled "An act to create and establish a firemen's relief pension fund for the paid fire department of the city of Utica and authorizing the granting and payment of pensions and relief to the officers and members of said department entitled thereto" (No. 627), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Newcomb, Int. No. 1158, entitled "An act to amend the Greater New York Charter, in relation to the absence of the police force without leave" (No. 1547), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.



Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill, introduced by Mr. O'Malley, Int. No. 1186, entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of widening, deepening, dredging, removing obstructions and otherwise improving Buffalo river, from the Evans slip to the south line of lot 65, Indian reservation, the city ship canal and Peck slip, or so much of said river, canal or slip as the common council may hereafter determine" (No. 1596), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Ruehl, Int. No. 983, entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing land as a site on which to erect a quarantine hospital" (No. 1251), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Seymour, Int. No. 1174, entitled "An act to amend the Greater New York Charter, relative to department of water supply, gas and electricity" (No. 1568), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Seymour, Int. No. 965, entitled "An act to amend the Greater New York Charter, relative to the life insurance fund of the fire department" (No. 1215), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cotton, Int. No. 1148, entitled "An act to amend section 6 and section 7 of chapter

499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof' (No. 1528), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Seymour, Int. No. 1150, entitled "An act to relieve the Law Department of the city of New York from paying fees to city, county or other officers" (No. 1530), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Keenan, Int. No. 1137, entitled "An act to amend the Greater New York Charter, relative to assessments by the board of assessors" (No. 1517), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kelsey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Morgan, Int. No. 768, entitled "An act to authorize the city of New York to lay out, open and construct a parkway from the present easterly terminus of the Eastern parkway, in the borough of Brooklyn and city of New York and county of Kings, to the westerly boundary or side of Forest park in said city, in the county of Queens, through the lands of Cypress Hills cemetery, situate in the counties of Kings and Queens" (No. 915), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Merritt, Int. No. 1127, entitled "An act to amend the Navigation Law, relative to the application of article 76 thereof" (No. 1496), reported in favor of the passage of the same, with the following amendment:

Strike out the bracket before the word "Nor" in line 8, page 1, and insert a bracket before the word "Nor" in line 9.

ROBERT A. SNYDER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Snyder, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Wainwright, Int. No. 1144, entitled "An act to provide for a public wharf or dock in the village of Port Chester" (No. 1524), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Costello, from the committee on labor and industries, to which was referred the bill introduced by Mr. Fowler, Int. No. 459, entitled "An act to amend the Labor Law, relating to the definition of a factory" (No. 513), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Allston, Int. No. 1149, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry G. Whitney against the State of New York, for damages alleged to have been sustained by him and to render judgment therefor" (No. 1529), reported in favor of the passage of the same, with the following amendment:

Page 2. Strike out all of old section two and make new section two, which shall read as follows:

§ 2. No award shall be made of judgment rendered herein against the state which would create a liability were the same

established in evidence in a court of law or equity against an individual or corporation; and in case such liability shall be satisfactorily established, then the court of claims shall award to and render judgment for the claimant for such sum as shall be just and equitable, notwithstanding the lapse of time since the accruing of said damages, provided the claim hereunder is filed with the court of claims within one year after the passage of this act.

HARRIS WILSON,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Gardiner, Int. No. 527, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Company, against the State for damages alleged to have been sustained by the said S. F. Hess & Company, and to render judgment therefor" (No. 588), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Wilson, from the committee on claims, to which was referred the bill introduced by Mr. Doll, Int. No. 952, entitled "An act conferring jurisdiction upon and authorizing the Court of Claims to hear, audit and determine the alleged claim of Mary McAleer, and make an award to her for damages on said alleged claim" (No. 1202), reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fancher, from the committee on Indian affairs, to which was referred the bill introduced by Mr. Hooker, Int. No. 763, entitled "An act to amend the Indian Law, in relation to the erection of poles and wires on the Tonawanda Reservation" (No. 910), reported in favor of the passage of the same, with the following amendment:

Page 2, line 2, strike out the period after the word "therefor," and insert a comma and the words "in case of inability to agree thereon, to be ascertained in the manner provided in the



Condemnation Law by commissioners to be appointed by the Supreme Court in the manner provided by said Condemnation Law."

Same page, line 15, strike out the words "the chiefs."

Same page, line 16, after the period add the words "The provisions of this act shall not apply to the existing lines of any such company which has heretofore obtained the consent of said Seneca Indians to the erection of such existing lines and shall have paid a valuable consideration for the same, so far as such existing lines have been erected upon lands that have not been allotted."

A. T. FANCHER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Gardiner, from the committee on revision to which was referred the following entitled bills, reported the same without recommendation:

"An act to incorporate The Barbers' Society of the State of New York." (No. 1556, Int. No. 373.)

"An act to make the office of sheriff of Monroe county a salaried office in part, and regulating the management of said office." (No. 1559, Int. No. 984.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by establishing in said city a firemen's relief and pension fund." (No. 1557, Int. No. 766.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision to which was referred the bill (No. 1398) entitled "An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal Church" (Int. No. 1079), reported the same with the following recommendations:

Page 1, line 1, change the word "sections" to the word "section" and strike out the words "and four."

Same page, line 5, after the word "chapter" insert the words "six seventy-two of the laws of eighteen seventy-two."

Same page, lines 5 and 6, strike out the words "three hundred and ninety-five of the laws of eighteen hundred and seventy-five."

Same page, line 8, after the word "said" insert the word "corporation" in brackets.

Same page, lines 8 and 9, underscore the words "New York city church extension and missionary society of the Methodist Episcopal church."

Page 2, line 9, underscore the letter "s" in the word "acts."

Page 3, between lines 11 and 12, insert the following: "§ 2. Section four of said act as amended by chapter ninety-four of the laws of eighteen seventy-one, chapter six seventy two of the laws of eighteen seventy-two and chapter three ninety-five of the laws of eighteen seventy-five is hereby amended to read as follows:"

Same page, line 26, strike out the figure "2" and insert the figure "3."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision to which was referred the following entitled bills, reported the same without recommendation:

"An act to authorize the village of Canisteo, in Steuben county, to borrow money and issue bonds, for the purpose of repairing the old, and building new piling and embankments along Bennetts creek, in said village, and pay the indebtedness incurred by virtue of the quarantine of smallpox patients in said village." (No. 1452, Int. No. 1100.)

"An act to amend chapter 128 of the Laws of 1888, entitled 'An act to extend and define the powers of the trustees of Hamilton College in regard to the investment of its funds.'" (No. 1410, Int. No. 1080.)

"An act to amend the Forest, Fish and Game Law, in relation to taking fish through the ice with set lines in certain waters of this State." (No. 1122, Int. No. 899.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision to which was referred the bill (No. 1535) entitled "An act to amend section

145 of the Code of Civil Procedure" (Int. No. 1155), reported the same with the following recommendations:

Page 1, line 2, after the word "amended" insert the words to read as follows:

"§ 145. Jail liberties in certain counties.—The following are the liberties of the jail for each of the counties specified, to wit: For the city and county of New York, the whole of that city and county; for the county of Onondaga, the whole of the city of Syracuse; for the county of Monroe, the whole of the city of Rochester; for the county of Erie, the whole of the city of Buffalo; for the county of Dutchess, the whole of the city of Poughkeepsie; for the county of Kings, the whole of that county; for the county of Albany, the whole of the city of Albany; for the county of Jefferson, the whole of the city of Watertown; for the county of Herkimer, the whole of the village of Herkimer; for the county of Rensselaer, the whole of the city of Troy; for the county of Niagara, the whole of the city of Lockport; for the county of Steuben, the whole of the village of Bath."

Same page, lines 2 and 3, strike out the words "by adding at the end thereof the following paragraph."

Same page, lines 3 and 4, underscore the words "for the county of Nassau, the whole of the town of Hempstead."

RICHARD GARDINER,

*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision to which was referred the bill (No. 1411) entitled "An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the election and appointment of city and ward officers" (Int. No. 1081), reported the same with the following recommendations:

Page 2, line 4, after the word "necessary" insert the words "or expedient."

Same page, line 17, strike out the word "the" where it appears the second time.

Same page, line 19, strike out the underscore from the words "ing to law."

Same page, same line, after the word "law" insert the words "no salary or compensation shall be allowed or paid to the mayor or any" in brackets.

Same page, line 20, underscore the words "and the."

Same page, line 21, after the word "of" insert the words "the duties of."

Same page, line 22, before the word "office" insert the word "respective."

Same page, lines 22 and 23, underscore the words "shall not receive any compensation."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1434) entitled "An act to amend chapter 174 of the Laws of 1897, entitled 'An act to establish a fire department in the Second School District of the town of Glenville in the county of Schnectady and for the government and maintenance of the same,' by increasing the amount to be annually raised according to the provisions of the act" (Int. No. 1032), reported the same with the following recommendations:

Page 1, line 6, strike out the word "seventy-three" and insert the word "ninety-three."

Page 2, line 7, strike out the word "the" and insert the word "this."

Amend the title to read as follows:

"An act to amend chapter 174 of the Laws of 1877, entitled 'An act to establish a fire department in the Second School District of the town of Glenville in the county of Schenectady and for the government and maintenance of the same,' by increasing the amount to be annually raised according to the provisions of the act."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend section 1 of chapter 733 of the Laws of 1897, entitled 'An act to establish the office of deputy treasurer in the



city of Utica, providing for the appointment of such officer and defining his rights and duties.'” (No. 1386, Int. No. 1066.)

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York.” (No. 1059, Int. No. 856.)

“An act to amend the Tax Law, in relation to the time of making assessment.” (No. 1295, Int. No. 1008.)

“An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon.” (No. 1312, Int. No. 673.)

“An act to provide for the holding of town meetings and elections in the county of Montgomery.” (No. 1396, Int. No. 1076.)

“An act to provide for the holding of town meetings and elections in counties of the State having a certain population.” (No. 1393, Int. No. 1073.)

“An act authorizing the town board of the town of Wilna, county of Jefferson, to divide such town into election districts.” (No. 1446, Int. No. 1094.)

“An act to amend the Greater New York Charter, relative to police pension fund.” (No. 1326, Int. No. 709.)

“An act concerning the settlement and collection of the arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900.” (No. 1363, Int. No. 1049.)

“An act to amend chapter 696 of the Laws of 1887, entitled ‘An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,’ and the acts amendatory thereof.” (No. 1490, Int. No. 1121.)

"An act authorizing boards of supervisors to establish county schools of agriculture and domestic economy." (No. 1389, Int. No. 1069.)

"An act to amend the Greater New York Charter, relative to the department of docks and ferries." (No. 631, Int. No. 561.)

"An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers." (No. 1412, Int. No. 1082.)

"An act to authorize the board of park commissioners of the city of Yonkers to acquire additional lands for and otherwise improve Irving Park in the city of Yonkers and to provide for the payment thereof by the issue of bonds." (No. 1384, Int. No. 1064.)

"An act to authorize the city of Yonkers to excavate, grade, erect the foundation walls and construct proper approaches and otherwise prepare the site selected in Washington Park for the public library and to issue bonds therefor." (No. 1385, Int. No. 1065.)

"An act to extend the charter of the president and directors of the Manhattan Company, created by an act passed April 2, 1799." (No. 1033, Int. No. 850.)

"An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes." (No. 1347, Int. No. 1040.)

Mr. Fowler moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended by substituting therefor the following bill.  
(See Appendix.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

“An act to amend chapter 143 of the Laws of 1892, entitled ‘An act to incorporate the city of Niagara Falls,’ in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations.” (No. 1503, Int. No. 208.)

“An act to amend chapter six hundred ninety-four of the Laws of nineteen hundred and one, entitled ‘An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville,’ by increasing the amount of said appropriation.” (No. 1504, Int. No. 291.)

“An act to amend chapter 115 of the Laws of 1894, entitled ‘An act for the better protection of lost and strayed animals, and for securing the rights of the owners thereof,’ in relation to the application of fees collected under said act.” (No. 1507, Int. No. 916.)

“An act to amend the Canal Law, relative to street railways crossing canals.” (No. 1509, Int. No. 1000.)

“An act to amend the Membership Corporation Law in relation to amending the certificate of incorporation.” (No. 1506, Int. No. 779.)

“An act to amend the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages.” (No. 1508, Int. No. 918.)

“An act to amend chapter 596 of the Laws of 1898, entitled ‘An act to amend chapter 163 of the Laws of 1873, entitled “An act to organize and establish a police department for the city of Yonkers,” and the acts amendatory thereof,’ as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers, and the appointment of an additional sergeant.” (No. 1537, Int. No. 841.)

“An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property.” (No. 1536, Int. No. 469.)

“An act to authorize the appointment of a commission to inquire into the expediency of amending the statutes relating

to criminal procedure and the punishment of crime, and to suggest legislation thereon." (No. 1538, Int. No. 838.)

"An act to amend the Lien Law, relating to conditional sales." (No. 1539, Int. No. 85.)

"An act to amend the Public Health Law, relating to the adulteration of and deception in the sale of drugs, chemicals and other substances." (No. 1505, Int. No. 392.)

"An act to amend section 458 of the Penal Code, relating to crimes against the public peace." (No. 1540, Int. No. 216.)

"An act to amend the General City Law, in respect to notice of hearing to be given by the mayor on bills." (No. 1541, Int. No. 593.)

"An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' in relation to the publication or service of notice in condemnation proceedings." (No. 1543, Int. No. 866.)

"An act making provision for issuing bonds to the amount of not to exceed thirty-seven million two hundred thousand dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902." (No. 1281, Int. No. 330.)

"An act authorizing the construction of retaining walls, sidewalks and curb at the approach to the bridge over the Erie canal at Fourteenth street, Watervliet, and for the rebuilding of the vertical and slope walls and excavating the channel of Dry river in said city, and making an appropriation therefor." (No. 1419, Int. No. 135.)

"An act to amend the Greater New York Charter, relative to the department of docks and ferries." (No. 1502, Int. No. 960.)

"An act authorizing the selection of certain lands in the town of Ausable, Clinton county, and the town of Chesterfield, Essex county, known as the Ausable Chasm as a part of the Adirondack park." (No. 1428, Int. No. 970.)

"An act to amend the Greater New York Charter, in relation to the salaries of the clerk and deputy clerk of the courts of Special Sessions for the first division." (No. 1542, Int. No. 833.)



"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relative to arrears of taxes and assessments, annual city budgets and official newspapers." (No. 1501, Int. No. 862.)

"An act to amend the Code of Civil Procedure, relative to actions for divorce." (No. 1421, Int. No. 627.)

"An act authorizing the comptroller of the city of New York to audit and allow, and in his discretion to pay to certain persons, compensation for services actually rendered to the city of New York as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, Eleventh Judicial District, in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the positions of interpreters and attendants in the said court." (No. 1405, Int. No. 391.)

"An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing." (No. 1468, Int. No. 831.)

"An act to amend the Public Health Law, relating to penalties for practicing veterinary medicine and surgery without a license." (No. 1401, Int. No. 254.)

"An act to amend chapter 182 of the Laws of 1898 relative to the department of public instruction in cities of the second class." (No. 1465, Int. No. 690.)

"An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties." (No. 1427, Int. No. 958.)

"An act to amend the Town Law in relation to the compensation of town officers." (No. 1399, Int. No. 158.)

"An act making an appropriation for Craig Colony for Epileptics." (No. 1433, Int. No. 765.)

"An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse." (No. 1462, Int. No. 246.)

"An act to amend the Forest, Fish and Game Law relating to

black and gray squirrels in Orange county." (No. 1472, Int. No. 994.)

"An act to amend the Indian Law, relating to the sale of gypsum, sand and gravel." (No. 1460, Int. No. 168.)

"An act to amend the County Law, in relation to the salary of the county judge of Suffolk county." (No. 1407, Int. No. 957.)

"An act to amend chapter 682 of the Laws of 1897, entitled 'An act for licensing and regulating bonds of auctioneers in cities of one million or over,' relative to publication of notices and making of affidavits." (No. 1430, Int. No. 37.)

"An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the first division of the city of New York, and to compensate her for such services." (No. 1388, Int. No. 1068.)

"An act to amend the charter of the city of Rensselaer, in relation to the collection of certain assessments, etc." (No. 1409, Int. No. 1019.)

"An act to amend the Lien Law in relation to advanced payments." (No. 1450, Int. No. 1098.)

"An act to amend the Code of Civil Procedure in relation to real property of infants and incompetent persons." (No. 1429, Int. No. 1006.)

Mr. Bedell offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 1509) entitled "An act to amend the Canal Law, relative to street railways crossing canals" (Int. No. 1000), and that said bill be placed on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced for a third reading,

Mr. Bedell moved that said bill be recommitted to the committee on railroads with instructions to report the same forthwith amended as follows:

Page 2, line 13, after the word "require" strike out the remainder of said line from and including the word "all."

Same page, strike out all of lines 14, 15 and 16.

Same page, line 17, before the word "liable" insert the words "whenever any street railway shall cross over any bridge spanning a canal or canal feeder, the company owning, maintaining and operating the same shall be deemed."

Same page, line 20, strike out all after the word "same," also all of page 3, and insert the following: "and any such company shall upon demand of the superintendent of public works, make any repairs to such structure to insure the continued safety thereof as shall have been rendered necessary by reason of such use of said structure by such company. Any company so maintaining or operating a street railroad over, upon and across any such bridge shall indemnify the state against any and all loss, damages or claims for damage for injuries to person or property of passengers, which shall be incurred by or made against such state by reason of the operation of such railway over any such bridge and the superintendent of public works may in his discretion require any company so maintaining or operating a street railway to furnish a bond with sureties to be approved by him, to indemnify the state from all such loss, damage or claims. All such permits heretofore or hereafter granted shall be revocable whenever the free and perfect use of any such canal or feeder may so require, or if such railway company shall fail to make any such repairs when required by the superintendent of public works, and the railway company using or occupying any bridge over the same shall within a reasonable time after the service upon it of written notice of such revocation or to make such repairs by the superintendent of public works, remove at its own cost and expense its railroad from such bridge and from the limits of ten rods of said canal or feeder."

"§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Bedell, from the committee on railroads, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1390) entitled "An act to amend the Insurance Law by authorizing the licensing of brokers for marine insurance, and making regulation therefor" (Int. No. 1070), having been announced for a second reading,

On motion of Mr. Weekes, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1381) entitled "An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters" (Int. No. 1061), was read the second time.

On motion of Mr. Cadin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1153) entitled "An act authorizing an investigation as to the expediency and cost of establishing a municipal electric lighting plant in and for the city of Syracuse" (Int. No. 922), was read the second time.

On motion of Mr. Traub, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 321) entitled "An act to provide for the voluntary retirement on half pay of officers and employees in the civil service of the State and its civil divisions and cities" (Int. No. 295), having been announced for a second reading,

On motion of Mr. Newcomb, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1032) entitled "An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on side-paths, for licensing bicycle, for the appointment of side-path commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of side-paths,' relative to the powers of deputy sheriffs" (Int. No. 849), was read the second time.

On motion of Mr. Knipp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1291) entitled "An act to amend the Consolidated School Law, in relation to an academy as the academic department of a Union Free School District" (Int. No. 1004), was read the second time.

On motion of Mr. Fancher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 457) entitled "An act to amend the Consolidated



School Law, in relation to the disbursement of school moneys by supervisors " (Int. No. 415), was read the second time.

On motion of Mr. Fancher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 936) entitled "An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families " (Int. No. 492), having been announced for a second reading,

On motion of Mr. Rainey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1498) entitled "An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company " (Int. No. 1129), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 906) entitled "An act to amend section 91 of the Railroad Law, relative to consents of property owners and local authorities " (Int. No. 759), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1366) entitled "An act to amend section 44 of the Railroad Law, relative to checks for baggage " (Int. No. 1052), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1563) entitled "An act to amend chapter 743 of the Laws of 1894, entitled 'An act to facilitate travel upon elevated railroads in the city of New York,' so as to extend its provisions to railways using the tracks and bridge of said elevated railroads " (Int. No. 1169), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 598) entitled "An act to amend the Forest, Fish and Game Law, in relation to grouse " (Int. No. 537), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 361) entitled "An act to amend the Forest, Fish and Game Law, relating to close season for quail and grouse in the county of Cattaraugus " (Int. No. 344), was read the second time.

On motion of Mr. Fisher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 914) entitled "An act to amend the Forest, Fish and Game Law, in relation to taking grouse in certain counties " (Int. No. 767), was read the second time.

On motion of Mr. McNair, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 493) entitled "An act to amend section 1338 of the Code of Civil Procedure relative to presumptions on an appeal to the Court of Appeals " (Int. No. 444), having been announced for a second reading,

On motion of Mr. Brill, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1483) entitled "An act to amend the Code of Civil Procedure, relative to fees of register and other clerks " (Int. No. 1114), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1100) entitled "An act to amend the Penal Code relative to the sale of prepared meats, salads and cheese on Sundays " (Int. No. 181), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1075) entitled "An act to amend the Code of Civil Procedure by inserting therein a new section relating to actions to recover damages for personal injuries against two or more defendants " (Int. No. 873), having been announced for a second reading,

On motion of Mr. Phillips, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1249) entitled "An act to amend section 1119 of the Code of Civil Procedure, relating to the proceedings by the corporation counsel for the enforcement and collection of jury fines in New York county" (Int. No. 981), was read the second time.

On motion of Mr. Newcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1371) entitled "An act to incorporate the diocesan missions of Long Island and to define its objects and powers in the missionary work of the Protestant Episcopal Church in the diocese of Long Island" (Int. No. 1037), was read the second time.

On motion of Mr. Morgan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1487) entitled "An act to legalize, ratify and confirm a loan of \$3,000 made January 15, 1881, by the United German and French Roman Catholic Cemetery Association of the city of Buffalo to the German Roman Catholic Orphan Asylum, of said city, upon its bond and mortgage and to authorize and empower said cemetery association to forgive and release as a gift to said orphan asylum, its entire indebtedness and obligation in and under its said bond and mortgage and the loan thereby secured" (Int. No. 1118), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1285) entitled "An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn" (Int. No. 998), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1451) entitled "An act to amend chapter 857 of the Laws of 1866, entitled 'An act to incorporate the Brooklyn

Improvement Company,' relative to the powers of such company" (Int. No. 1099), was read the second time.

On motion of Mr. Woody, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1387) entitled "An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways" (Int. No. 1067), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1484) entitled "An act to amend the Town Law relative to place of holding meetings of the town board and board of health in certain towns" (Int. No. 1115), having been announced for a second reading,

On motion of Mr. O'Brien, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1383) entitled "An act to amend the Highway Law relating to bridges" (Int. No. 1063), having been announced for a second reading,

On motion of Mr. Dickinson, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1436) entitled "An act to make the office of sheriff in the county of Ontario a salaried office" (Int. No. 1084), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

On motion of Mr. Burnett, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Moran	Ruehl
Adler	Dale	Hewitt	Morgan	Salyerds
Ahern	Daly	Higgins	Neville	Sanders
Allds	Darrison	Hoadley	Newcomb	Scanlon
Allen F E	Day	Hooker	O'Brien	Schneider
Allen J A	Davis M	Hughes	O'Malley	Seymour
Allston	Dickey	Keenan	Orr	Sherer
Ash	Dickinson	Kelsey	Outtersen	Sloane
Baldwin	Dooling	Knipp	Oxford	Smith C W
Barrett	Doll	Lally	Palmer	Smith G H
Bedell	Doughty	Landon	Patchin	Smith J E
Bennet	Duer	Langhorst	Patton	Smith J T
Blackwell	Duross	Leggett	Pendry	Snyder
Bordwell	Dusinbery	Lewis	Phillips	Stevens
Bourke	Egan	Litthauer	Phipps	Stiles
Bradley	Fancher	Manee	Plank	Sulzberger
Brill	Ferre	Mansfield	Platt	Townsend
Brooks	Finch	Marson	Prince	Treat
Burke	Fitzgerald	McAdam	Rainey	Ulmann
Burnett	Fitzp'ck J H	McCullough	Reeve	Wainwright
Burns	Fitzp'ck W P	McInerney	Reilley	Weber
Candee	Fowler	McKeown	Remsen	Weekes
Chambers	Fuller	McMillan	Reynolds	Williams
Conkling	Gardiner	McNair	Richter	Wilson
Cook	Grady	McQuade	Rider	Wolf
Coon	Graeff	Meeks	Robinson	Woody
Costello	Hammond	Merritt	Rogers	Yale
Cotton	Hanford	Monroe	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 565) entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to general provisions as to the village boundaries and the village funds, known as the general fund and the highway fund" (Rec. No. 169), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 381) entitled "An act amending subdivision 26 of section 56 of the Code of Criminal Procedure, with reference to the jurisdiction of the courts of Special Sessions, except in the city and county of New York and the city of Albany, with reference to their exclusive jurisdiction in the first instance to hear and determine charges of misdemeanors committed within their respective counties" (Rec. No. 75), was read the second time.

On motion of Mr. Doughty said bill was placed on the order of third reading.

The Senate bill (No. 796) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (Rec. No. 224), having been announced for a second reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 833) entitled "An act to amend section 17 of the Railroad Law in relation to railroads in foreign countries" (Rec. No. 230), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.

The Senate bill (No. 616) entitled "An act to amend the Domestic Relations Law in relation to marriage" (Rec. No. 186), having been announced for a second reading,

On motion of Mr. G. Davis, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 630) entitled "An act to amend the Village Law, relating to the extension and diminishing of boundaries" (Rec. No. 214), was read the second time.

On motion of Mr. Coughtry said bill was placed on the order of third reading.

The Senate bill (No. 681) entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the

village of Port Chester" (Rec. No. 195), was read the second time.

On motion of Mr. Wainwright said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Monroe	Ruehl
Adler	Daly	Hewitt	Moran	Salyerds
Ahern	Darrison	Higgins	Morgan	Sanders
Allen F E	Day	Hoadley	Neville	Scanlon
Allen J A	Davis G	Hughes	Newcomb	Schneider
Allston	Dickey	Keenan	O'Brien	Seymour
Apgar	Dooling	Kelsey	O'Malley	Sherer
Ash	Doll	Knipp	Orr	Smith C W
Baldwin	Doughty	Lally	Outterson	Smith G H
Barrett	Duer	Landon	Oxford	Smith J E
Bedell	Dusinbery	Langhorst	Palmer	Smith J T
Blackwell	Egan	Leggett	Patchin	Snyder
Bordwell	Fancher	Lewis	Patton	Stevens
Bradley	Ferre	Litthauer	Pendry	Stiles
Brill	Finch	Manee	Phillips	Sulzberger
Brooks	Fisher	Mansfield	Phipps	Traub
Burke	Fitzgerald	Marson	Plank	Treat
Burnett	Fitzp'ck J H	McAdam	Prince	Ulmann
Cadin	Fitzp'ck W P	McCullough	Rainey	Wainwright
Chambers	Fowler	McInerney	Reeve	Weekes
Colby	Fuller	McKeown	Reilley	Williams
Conkling	Gardiner	McMillan	Remsen	Wilson
Cook	Grady	McNair	Richter	Wolf
Coon	Graeff	McQuade	Rider	Woody
Cotton	Griffith	Meeks	Robinson	Yale
Coughtry	Hammond	Merritt	Ross	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 606) entitled "An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton" (Rec. No. 162), was read the second time.

On motion of Mr. Prime said bill was placed on the order of third reading.

The Senate bill (No. 363) entitled "An act in relation to the removal of the remains of deceased soliders from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and reinterment of the remains of deceased soldiers and to provide for the annual care of soldiers' plots in cemeteries" (Rec. No. 165), was read the second time.

On motion of Mr. Rogers said bill was placed on the order of second reading.

On motion of Mr. Rogers, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Alds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider



Allston	Day	Hooker	O'Brien	Seymour
Apgar	Davis G	Hughes	O'Malley	Sherer
Ash	Davis M	Keenan	Orr	Sloane
Baldwin	Dickey	Kelsey	Outterson	Smith C W
Barrett	Dickinson	Knipp	Oxford	Smith G H
Bedell	Doll	Lally	Palmer	Smith J E
Bennet	Doughty	Landon	Patchin	Smith J T
Blackwell	Duer	Langhorst	Patton	Snyder
Bordwell	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Burns	Fisher	McAdam	Rainey	Ulmann
Cadin	Fitzgerald	McCullough	Reeve	Wainwright
Candee	Fitzp'ck J H	McInerney	Reilley	Weber
Chambers	Fitzp'ck W P	McKeown	Remsen	Weekes
Colby	Fowler	McMillan	Reynolds	Williams
Conkling	Fuller	McNair	Richter	Wilson
Cook	Gardiner	McQuade	Rider	Wolf
Coon	Grady	Meeks	Robinson	Woody
Costello	Graeff	Merritt	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 858) entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of deer in the counties of Ulster, Greene, Delaware, Sullivan and Putnam" (Rec. No. 262), was read the second time.

On motion of Mr. Dickey, said bill was placed on the order of third reading.

The Senate bill (No. 634) entitled "An act creating the office of county auditor in the county of Saratoga, providing for the appointment of such an officer and defining his powers and duties" (Rec. No. 204), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 416) entitled "An act to refund to the First National Bank of Ballston Spa, Saratoga county, certain

taxes, erroneously paid by it in the year 1901 " (Rec. No. 205), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 793) entitled "An act to amend section 666 of the Penal Code in relation to the use of automobiles or motor vehicles on highways " (Rec. No. 225), was read the second time.

On motion of Mr. Doughty, said bill was placed on the order of third reading.

The Senate bill (No. 65) entitled "An act to make the office of sheriff of Schuyler county a salaried office, except as to fees in civil causes and proceedings, and to regulate the management of said office " (Rec. No. 10), having been announced for a third reading,

On motion of Mr. Nye, said bill was laid aside and ordered stricken from the calendar.

The Senate bill (No. 764) entitled "An act in relation to the enforcement and collection of taxes in the county of Oneida " (Rec. No. 231), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading.

The bill (No. 110) entitled "An act to reduce the ferriage on the ferry known as the Long Island Railroad ferry, plying between the foot of East Thirty-fourth street in the borough of Manhattan, and Borden avenue in the First ward of the borough of Queens, and to establish a rate of ferriage thereon " (Int. No. 110), having been announced for a third reading,

Mr. McKeown moved that said bill be recommitted to the committee on commerce and navigation, with instructions to report the same forthwith amended as follows:

Page 1, line 7, strike out the words " one cent."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Snyder, from the committee on commerce and navigation,

reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1250) entitled "An act to amend the Village Law, relating to the purchase of road making machinery" (Int. No. 982), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Moran	Rogers
Adler	Coughtry	Haviland	Morgan	Ross
Ahern	Dale	Hewitt	Neville	Ruehl
Allds	Daly	Higgins	Newcomb	Salyerds
Allen F E	Darrison	Hoadley	Nye	Sanders
Allen J A	Day	Hooker	O'Brien	Scanlon
Allston	Davis G	Keenan	O'Malley	Schneider
Apgar	Davis M	Kelsey	Orr	Seymour
Ash	Dickey	Lally	Outtersen	Sherer
Baldwin	Dickinson	Landon	Oxford	Smith C W
Barrett	Doll	Langhorst	Palmer	Smith G H
Bedell	Doughty	Leggett	Patchin	Smith J E
Bennet	Duer	Lewis	Patton	Snyder
Blackwell	Dusinbery	Litthauer	Pendry	Stevens
Bordwell	Egan	Manee	Phillips	Stiles
Bourke	Fancher	Mansfield	Phipps	Sulzberger
Bradley	Ferre	Marson	Plank	Townsend
Brill	Finch	McAdam	Platt	Treat
Brooks	Fitzgerald	McCullough	Prince	Ulmann
Burke	Fitzp'ck J H	McInerney	Rainey	Wainwright
Barrett	Fitzp'ck W P	McKeown	Reeve	Weber
Burns	Fowler	McMillan	Reilley	Weekes
Candee	Fuller	McNair	Remsen	Williams
Chambers	Gardiner	McQuade	Reynolds	Wilson
Colby	Grady	Meeks	Richter	Wolf
Conkling	Graeff	Merritt	Rider	Woody
Coon	Griffith	Monroe	Robinson	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1326) entitled "An act to amend the Greater New York Charter, relative to police pension fund" (Int. No. 709), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 134 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hooker	Nye	Sanders
Adler	Darrison	Hughes	O'Brien	Scanlon
Ahern	Day	Keenan	O'Malley	Schneider
Allds	Davis G	Kelsey	Orr	Seymour
Allen F E	Davis M	Knipp	Outterson	Sherer
Allen J A	Dickey	Lally	Oxford	Sloane
Allston	Dickinson	Landon	Palmer	Smith C W
Ash	Dooling	Langhorst	Patchin	Smith G H
Baldwin	Doughty	Leggett	Patton	Smith J E
Barrett	Duer	Lewis	Pendry	Smith J T
Bedell	Dusinbery	Litthauer	Phillips	Snyder
Blackwell	Egan	Manee	Phipps	Stevens
Bordwell	Fancher	Mansfield	Plank	Stiles
Bourke	Ferre	Marson	Platt	Sulzberger
Bradley	Fitzgerald	McAdam	Prince	Townsend
Brill	Fitzp'ck J	HMcCullough	Rainey	Traub
Burke	Fitzp'ck W	PMcInerney	Reeve	Treat
Burnett	Fowler	McKeown	Reilley	Ulmann
Burns	Gardiner	McMillan	Remsen	Wainwright
Candee	Grady	McNair	Reynolds	Weber
Chambers	Graeff	McQuade	Richter	Weekes
Conkling	Griffith	Meeks	Rider	Williams
Coon	Hammond	Monroe	Robinson	Wilson
Costello	Haviland	Moran	Rogers	Wolf
Cotton	Hewitt	Morgan	Ross	Woody
Cowan	Higgins	Neville	Ruehl	Yale
Dale	Hoadley	Newcomb	Salyerds	



Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1295) entitled "An act to amend the Tax Law, in relation to the time of making assessment" (Int. No. 1008), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Merritt	Robinson
Adler	Yale	Haviland	Monroe	Rogers
Ahern	Daly	Hewitt	Moran	Ross
Allds	Darrison	Higgins	Morgan	Ruehl
Allen F E	Day	Hoadley	Neville	Salyerds
Allen J A	Davis G	Hooker	Newcomb	Sanders
Allston	Davis M	Hughes	Nye	Scanlon
Apgar	Dickey	Keenan	O'Brien	Schneider
Ash	Dickinson	Kelsey	O'Malley	Sherer
Baldwin	Dooling	Knipp	Orr	Sloane
Barrett	Doll	Lally	Outterson	Smith C W
Bennet	Duross	Landon	Oxford	Smith G H
Blackwell	Dusinbery	Langhorst	Patchin	Smith J E
Bordwell	Egan	Leggett	Patton	Smith J T
Bourke	Fancher	Lewis	Pendry	Snyder
Bradley	Ferre	Litthauer	Phillips	Stiles
Brill	Finch	Manee	Thipps	Sulzberger
Burke	Fisher	Mansfield	Plank	Townsend
Burnett	Fitzp'ck J H	Marson	Platt	Ulmann
Burns	Fitzp'ck W P	McAdam	Prince	Wainwright
Cadin	Fowler	McCullough	Rainey	Weber
Candee	Fuller	McInerney	Reeve	Weekes
Chambers	Gardiner	McKeown	Reilley	Williams
Colby	Grady	McMillan	Remsen	Wilson
Conkling	Graeff	McNair	Reynolds	Wolf
Cook	Griffith	McQuade	Richter	Woody
Coon	Hammond	Meeks	Rider	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1457) entitled "An act in relation to the Municipal Court of the city of New York, its officers and marshals" (Int. No. 339), having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1212) entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for trout in the county of Erie" (Int. No. 962), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Ruehl
Adler	Daly	Hewitt	Neville	Salyerds
Ahern	Darrison	Higgins	Newcomb	Sanders
Allds	Day	Hoadley	Nye	Scanlon
Allen J A	Davis M	Hooker	O'Brien	Schneider
Allston	Dickey	Hughes	O'Malley	Seymour
Apgar	Dickinson	Keenan	Orr	Sherer
Ash	Dooling	Kelsey	Outterson	Sloane
Baldwin	Doll	Knipp	Oxford	Smith C W
Bedell	Doughty	Lally	Palmer	Smith G H
Bennet	Duer	Landon	Patchin	Smith J E
Blackwell	Duross	Langhorst	Patton	Smith J T
Bordwell	Dusinbery	Leggett	Pendry	Snyder
Bourke	Egan	Lewis	Phillips	Stevens
Bradley	Fancher	Litthauer	Plipps	Stiles
Brooks	Ferre	Manee	Plank	Sulzberger
Burke	Finch	Mansfield	Platt	Townsend
Burnett	Fisher	Marson	Prince	Traub
Burns	Fitzgerald	McAdam	Rainey	Treat
Cadin	Fitzp'ck J H	McCullough	Reeve	Ulmann

Candee	Fitzp'ck W P	McInerney	Reilley	Wainwright
Chambers	Fowler	McKeown	Remsen	Weber
Conkling	Fuller	McMillan	Reynolds	Weekes
Cook	Gardiner	McNair	Richter	Williams
Coon	Grady	McQuade	Rider	Wilson
Costello	Graeff	Meeks	Robinson	Wolf
Cotton	Griffith	Merritt	Rogers	Woody
Coughtry	Hammond	Monroe	Ross	Yale
Cowan	Hanford	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1001) entitled "An act to amend the Forest, Fish and Game Law, relative to fines and penalties for violation of article three of the Forest, Fish and Game Law" (Int. No. 826), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles

Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Mancee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1117) entitled "An act to amend the Code of Civil Procedure, in relation to actions against next of kin, legatees, etc." (Int. No. 894), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Graeff	Morgan	Salyerds
Adler	Costello	Griffith	Neville	Sanders
Ahern	Coughtry	Hammond	Newcomb	Scanlon
Allds	Cowan	Haviland	Nye	Seymour
Allen F E	Dale	Higgins	O'Malley	Sherer
Allen J A	Daly	Hoadley	Orr	Sloane
Allston	Darrison	Hughes	Oxford	Smith C W
Apgar	Day	Keenan	Palmer	Smith J E
Ash	Davis G	Knipp	Patchin	Smith J T
Baldwin	Davis M	Landon	Patton	Snyder
Barrett	Dickinson	Langhorst	Pendry	Stevens
Bennet	Dooling	Leggett	Phillips	Stiles



Blackwell	Doll	Lewis	Phipps	Sulzberger
Bordwell	Doughty	Litthauer	Plank	Townsend
Bourke	Duross	Mansfield	Platt	Traub
Bradley	Dusinbery	Marson	Rainey	Treat
Brill	Egan	McAdam	Reeve	Ulmann
Burke	Ferre	McCullough	Reilley	Wainwright
Burnett	Finch	McInerney	Remsen	Weber
Burns	Fisher	McKeown	Richter	Weekes
Cadin	Fitzgerald	McNair	Rider	Williams
Candee	Fitzp'ck W P	McQuade	Robinson	Wilson
Chambers	Fuller	Meeks	Rogers	Wolf
Conkling	Gardiner	Merritt	Ross	Woody
Cook	Grady	Monroe	Ruehl	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1372) entitled "An act to amend chapter 86 of the Laws of 1850, entitled 'An act to provide for the assessment and collection of taxes in the city of Albany,' in relation to the effect as evidence of deeds by the county treasurer in sales for unpaid taxes" (Int. No. 1058), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 135 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Robinson
Adler	Coughtry	Griffith	Merritt	Rogers
Ahern	Cowan	Hammond	Monroe	Ross
Allds	Dale	Haviland	Moran	Ruehl
Allen F E	Daly	Hewitt	Morgan	Salyerds
Allen J A	Darrison	Higgins	Neville	Sanders
Allston	Day	Hoadley	Newcomb	Scanlon
Apgar	Davis G	Hooker	Nye	Schneider
Ash	Davis M	Hughes	O'Brien	Sherer
Barrett	Dickey	Keenan	O'Malley	Sloane
Bedell	Dickinson	Kelsey	Orr	Smith C W

Bennet	Dooling	Knipp	Outterson	Smith G H
Blackwell	Doll	Lally	Oxford	Smith J E
Bordwell	Doughty	Landon	Palmer	Smith J T
Bradley	Duer	Leggett	Patchin	Snyder
Brill	Duross	Lewis	Patton	Stevens
Brooks	Dusinbery	Litthauer	Pendry	Stiles
Burke	Egan	Manee	Phillips	Townsend
Burns	Fancher	Mansfield	Pbipps	Traub
Cadin	Finch	Marson	Plank	Treat
Candee	Fisher	McCullough	P'att	Wainwright
Chambers	Fitzgerald	McInerney	Rainey	Weber
Colby	Fitzp'ck J H	McAdam	Reeve	Weekes
Conkling	Fowler	McKeown	Reiley	Wilson
Cook	Fuller	McMillan	Remsen	Wolf
Coon	Gardiner	McNair	Reynolds	Woody
Costello	Grady	McQuade	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 958) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (Int. No. 560), having been announced for a second reading,

On motion of Mr. Kelsey, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 579) entitled "An act to amend the Greater New York Charter, relative to the department of correction" (Int. No. 518), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 140 }  
 } NOES 1 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Morgan	Ruehl
Adler	Cowan	Hewitt	Neville	Salverds
Ahern	Dale	Hoadley	Newcomb	Sanders
Allen F E	Daly	Hooker	Nye	Scanlon
Allen J A	Darrison	Hughes	O'Brien	Schneider
Allston	Day	Keenan	O'Malley	Seymour

Apgar	Davis M	Kelsey	Orr	Sherer
Ash	Dickey	Knipp	Outterson	Sloane
Bradley	Dickinson	Lally	Oxford	Smith C W
Barrett	Doll	Landon	Palmer	Smith G H
Bedell	Doughty	Langhorst	Patchin	Smith J E
Bennet	Duer	Leggett	Patton	Smith J T
Blackwell	Duross	Lewis	Pendry	Snyder
Bordwell	Dusinbery	Litthauer	Phillips	Stevens
Bradley	Egan	Manee	Phipps	Stiles
Brill	Ferre	Mansfield	Plank	Sulzberger
Brooks	Finch	Marson	Platt	Townsend
Burke	Fisher	McAdam	Prince	Traub
Burnett	Fitzgerald	McCullough	Rainey	Treat
Burns	Fitzp'ck J H	McInerney	Reeve	Ulmann
Candee	Fitzp'ck W P	McKeown	Reilley	Wainwright
Chambers	Fuller	McMillan	Remsen	Weber
Colby	Gardiner	McNair	Reynolds	Weekes
Conkling	Grady	McQuade	Richter	Williams
Cook	Graeff	Meeks	Rider	Wilson
Coon	Griffith	Merritt	Robinson	Wolf
Costello	Hammond	Monroe	Rogers	Woody
Cotton	Hanford	Moran	Ross	Yale

In the negative,

Davis G

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1263) entitled "An act to repeal section 101 of the Canal Law, being chapter 338 of the Laws of 1894, relative to proceedings for nonpayment of rent of surplus waters of Black Rock harbor" (Int. No. 995), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Moran	Ruehl
Adler	Daly	Hewitt	Morgan	Salyerds
Ahern	Day	Higgins	Neville	Sanders

Allds	Davis G	Hoadley	Nye	Scanlon
Allen F E	Davis M	Hooker	O'Brien	Schneider
Allen J A	Dickey	Hughes	O'Malley	Seymour
Apgar	Dickinson	Keenan	Orr	Sherer
Ash	Dooling	Knipp	Outterson	Sloane
Baldwin	Doll	Lally	Palmer	Smith C W
Barrett	Doughty	Landon	Patchin	Smith G H
Bedell	Duer	Langhorst	Patton	Smith J T
Bennet	Dusinbery	Leggett	Payne	Snyder
Blackwell	Egan	Lewis	Pendry	Stevens
Bordwell	Fancher	Litthauer	Phillips	Stiles
Bradley	Ferre	Manee	Phipps	Sulzberger
Brill	Finch	Mansfield	Plank	Townsend
Brooks	Fisher	Marson	Platt	Traub
Burke	Fitzgerald	McAdam	Prince	Treat
Burnett	Fitzp'ck J	HMcCullough	Rainey	Ulmann
Cadin	Fitzp'ck W	PMcInerney	Reilley	Wainwright
Candee	Fowler	McKeown	Remsen	Weber
Chambers	Fuller	McMillan	Reynolds	Weekes
Colby	Grady	McNair	Richter	Williams
Cook	Graeff	McQuade	Rider	Wilson
Costello	Griffith	Meeks	Robinson	Wolf
Cotton	Hammond	Merritt	Rogers	Woody
Coughtry	Hanford	Monroe	Ross	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1328) entitled "An act to amend chapter 765 of the Laws of 1900, entitled 'An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York,' relative to assessments for payment of bonds issued for such improvement" (Int. No. 472), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 143 }  
 { NOES 60 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Monroe	Rogers
Adler	Cowan	Hanford	Moran	Ross
Ahern	Dale	Haviland	Morgan	Ruehl
Allds	Daly	Hewitt	Nye	Salyerds
Allen F E	Darrison	Higgins	Neville	Sanders
Allen J A	Day	Hoadley	Newcomb	Scanlon
Allston	Davis G	Hooker	O'Brien	Schneider
Apgar	Davis M	Hughes	O'Malley	Seymour
Ash	Dickey	Keenan	Orr	Sherer
Baldwin	Dickinson	Kelsey	Outterson	Sloane
Barrett	Dooling	Knipp	Oxford	Smith C W
Bedell	Doll	Lally	Palmer	Smith G H
Bennet	Doughty	Landon	Patchin	Smith J E
Blackwell	Duross	Langhorst	Patton	Snyder
Bordwell	Dusinbery	Leggett	Pendry	Stevens
Bourke	Egan	Lewis	Phillips	Stiles
Bradley	Fancher	Litthauer	Phipps	Sulzberger
Brill	Ferre	Manee	Plank	Townsend
Brooks	Finch	Mansfield	Platt	Traub
Burke	Fisher	Marson	Prince	Ulmann
Burnett	Fitzgerald	McAdam	Rainey	Wainwright
Burns	Fitzp'ck J	HMcCullough	Reeve	Weber
Cadin	Fitzp'ck W	PMcInerney	Reilley	Weekes
Chambers	Fowler	McKeown	Remsen	Williams
Colby	Fuller	McMillan	Reynolds	Wilson
Conkling	Gardiner	McNair	Richter	Wolf
Cook	Grady	McQuade	Rider	Woody
Costello	Graeff	Meeks	Robinson	Yale
Cotton	Griffith	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 731) entitled "An act to amend chapter 505 of the Laws of 1897, as amended by chapter 323 of the Laws of 1898, entitled 'An act to make the office of sheriff of Sullivan county a salaried office in part, and to regulate the management of said office'" (Rec. No. 236), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 135 }  
} NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Merritt	Rogers
Adler	Coughtry	Hanford	Monroe	Ross
Ahern	Cowan	Hewitt	Moran	Ruehl
Allds	Dale	Higgins	Morgan	Salyerds
Allen F E	Daly	Hoadley	Neville	Sanders
Allen J A	Darrison	Hooker	Newcomb	Schneider
Allston	Day	Hughes	Nye	Seymour
Apgar	Davis G	Keenan	O'Brien	Sherer
Ash	Davis M	Kelsey	O'Malley	Sloane
Baldwin	Dickinson	Knipp	Orr	Smith C W
Barrett	Dooling	Lally	Outterson	Smith G H
Bennet	Gardiner	Landon	Palmer	Smith J E
Bordwell	Doll	Leggett	Patchin	Smith J T
Bourke	Doughty	Lewis	Patton	Snyder
Bradley	Duer	Marson	Phillips	Stiles
Brill	Dusinbery	Mansfield	Phipps	Sulzberger
Brooks	Egan	Manee	Plank	Townsend
Burke	Fancher	Litthauer	Platt	Traub
Burnett	Finch	Langhorst	Prince	Treat
Burns	Fisher	McAdam	Rainey	Wainwright
Cadin	Fitzgerald	McCullough	Reeve	Weber
Candee	Fitzp'ck J H	McInerney	Reilly	Weekes
Colby	Fitzp'ck W P	McKeown	Remsen	Williams
Conkling	Fuller	McMillan	Reynolds	Wilson
Cook	Grady	McNair	Richter	Wolf
Coon	Graeff	McQuade	Rider	Woody
Costello	Griffith	Meeks	Robinson	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 834) entitled "An act to amend the Greater New York Charter, relative to a zoological garden in Forest Park, borough of Brooklyn" (Rec. No. 226), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Monroe	Ruehl
Adler	Cotton	Hanford	Morgan	Salyerds
Ahern	Coughtry	Haviland	Neville	Sanders
Allds	Cowan	Hewitt	Newcomb	Scanlon
Allen F E	Dale	Higgins	Nye	Schneider
Allen J A	Daly	Hoadley	O'Brien	Seymour
Allston	Darrison	Hooker	O'Malley	Sherer
Apgar	Day	Hughes	Orr	Sloane
Ash	Davis G	Kelsey	Outtersen	Smith C W
Baldwin	Davis M	Knipp	Oxford	Smith G H
Barrett	Dickey	Lally	Palmer	Smith J E
Bennet	Dickinson	Landon	Patchin	Smith J T
Blackwell	Doll	Langhorst	Patton	Snyder
Bordwell	Doughty	Leggett	Pendry	Stevens
Bourke	Duer	Lewis	Phillips	Stiles
Bradley	Dusinbery	Litthauer	Phipps	Sulzberger
Brill	Egan	Manee	Plank	Townsend
Brooks	Fancher	Mansfield	Platt	Traub
Burke	Ferre	Marson	Prince	Treat
Burnett	Finch	McAdam	Rainey	U'mann
Burns	Fitzgerald	McCullough	Reeve	Wainwright
Cadin	Fitzp'ck J H	McInerney	Reilley	Weber
Candee	Fowler	McKeown	Remsen	Weekes
Chambers	Fuller	McMillan	Reynolds	Williams
Colby	Gardiner	McNair	Richter	Wilson
Conkling	Grady	McQuade	Rider	Wolf
Cook	Graeff	Meeks	Robinson	Woody
Coon	Griffith	Merritt	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 686) entitled "An act to authorize the city of Watertown to borrow money and issue bonds of the city there-

for, for the purpose of paying for the building and constructing of sewers and pavement, and repairs upon the highways of said city" (Rec. No. 201), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Morgan	Ruehl
Adler	Cowan	Haviland	Neville	Salyerds
Ahern	Daly	Hewitt	Newcomb	Sanders
Allds	Darrison	Hoadley	Nye	Scanlon
Allen F E	Day	Hooker	O'Brien	Schneider
Allen J A	Davis G	Hughes	O'Malley	Seymour
Allston	Davis M	Keenan	Orr	Sherer
Apgar	Dickey	Kelsey	Outterson	Sloane
Ash	Dooling	Lally	Oxford	Smith C W
Baldwin	Doll	Landon	Patchin	Smith G H
Barrett	Doughty	Langhorst	Patchin	Smith J E
Bedell	Duer	Leggett	Patton	Smith J T
Bennet	Duross	Lewis	Pendry	Snyder
Blackwell	Dusinbery	Litthauer	Phillips	Stevens
Bourke	Egan	Manee	Phipps	Stiles
Bradley	Fancher	Mansfield	Plank	Sulzberger
Brill	Ferre	Marson	Platt	Townsend
Brooks	Finch	McAdam	Prince	Traub
Burke	Fisher	McCullough	Rainey	Treat
Burnett	Fitzgerald	McInerney	Reeve	Ulmann
Burns	Fitzp'ck J H	McKeown	Reilley	Wainwright
Candee	Fitzp'ck W P	McMillan	Remsen	Weber
Chambers	Fuller	McNair	Reynolds	Weekes
Colby	Gardiner	McQuade	Richter	Williams
Conkling	Grady	Meeks	Rider	Wilson
Cook	Graeff	Merritt	Robinson	Wolf
Coon	Griffith	Monroe	Rogers	Woody
Costello	Hammond	Moran	Ross	Yale
Cotton				



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 840) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplementary thereto, relating to fiscal year and time of making reports by the various boards and city officials; and granting compensation to the aldermen of said city, and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year, and to repeal section 279 of said act" (Rec. No. 243), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Morgan	Ruehl
Adler	Coughtry	Hewitt	Neville	Salyerds
Ahern	Cowan	Hoadley	Newcomb	Sanders
Allds	Dale	Hooker	Nye	Scanlon
Allen F E	Daly	Hughes	O'Brien	Schneider
Allen J A	Darrison	Keenan	O'Malley	Seymour
Allston	Day	Kelsey	Orr	Sherer
Apgar	Davis G	Knipp	Outterson	Sloane
Ash	Davis M	Lally	Oxford	Smith C W
Baldwin	Dickey	Landon	Palmer	Smith G H
Barrett	Dooling	Langhorst	Patchin	Smith J E
Bedell	Doll	Leggett	Patton	Smith J T
Bennet	Doughty	Lewis	Pendry	Snyder
Blackwell	Duer	Litthauer	Phillips	Stevens
Bordwell	Duross	Manee	Phipps	Stiles
Bourke	Egan	Mansfield	Plank	Sulzberger
Brill	Fancher	Marson	Platt	Townsend

Brooks	Ferre	McAdam	Prince	Traub
Burke	Fitzgerald	McCullough	Rainey	Treat
Burnett	Fitzp'ck J H	McInerney	Reeve	Ulmann
Burns	Fitzp'ck W P	McKeown	Reilley	Wainwright
Cadin	Fowler	McMillan	Remsen	Weber
Candee	Fuller	McNair	Reynolds	Weekes
Chambers	Gardiner	McQuade	Richter	Williams
Colby	Grady	Meeks	Rider	Wilson
Conkling	Graeff	Merritt	Robinson	Wolf
Cook	Griffith	Monroe	Rogers	Woody
Coon	Hammond	Moran	Ross	Yale
Costello	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 781) entitled "An act to amend the Greater New York Charter authorizing the College of the City of New York to participate in the excise fund belonging to said city, and creating a retirement fund therefrom for the benefit of the supervising officers and teachers of said college" (Rec. No. 247), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ross
Adler	Daly	Haviland	Morgan	Ruehl
Ahern	Dale	Hewitt	Neville	Salverds
Allds	Darrison	Higgins	Newcomb	Sanders
Allen F E	Day	Hooker	Nye	Schneider
Allen J A	Davis G	Keenan	O'Brien	Seymour
Allston	Dickey	Kelsey	O'Malley	Sherer
Apgar	Dickinson	Knipp	Orr	Smith C W
Ash	Doll	Lally	Outterson	Smith G H

Barrett	Doughty	Landon	Oxford	Smith J E
Bedell	Duer	Langhorst	Palmer	Smith J T
Bennet	Duross	Leggett	Patchin	Snyder
Blackwell	Dusinbery	Lewis	Patton	Stevens
Bordwell	Egan	Litthauer	Pendry	Stiles
Bourke	Fancher	Manee	Phillips	Sulzberger
Bradley	Ferre	Mansfield	Phipps	Townsend
Brooks	Finch	Marson	Plark	Traub
Burke	Fisher	McAdam	Platt	Treat
Burnett	Fitzgerald	McCullough	Prince	Ulmann
Burns	Fitzp'ck J H	McInerney	Reeve	Wainwright
Candee	Fitzp'ck W P	McKeown	Reilley	Weber
Chambers	Fowler	McMillan	Remsen	Williams
Colby	Fuller	McNair	Reynolds	Wilson
Conkling	Gardiner	McQuade	Richter	Wolf
Coon	Grady	Meeks	Rider	Woody
Costello	Griffith	Merritt	Robinson	Yale
Cotton	Hammond	Monroe	Rogers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 837) entitled "An act to amend section 53 of chapter 565 of the Laws of 1895 as amended by chapter 199, Laws of 1898, and by chapter 289, Laws of 1899, relative to the annual city tax levy in the city of Little Falls" (Rec. No. 235), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hanford	Morgan	Sanders
Adler	Costello	Hewitt	Neville	Scanlon
Ahern	Coughtry	Higgins	Newcomb	Seymour
Allds	Cowan	Hoadley	O'Brien	Sherer
Allen F E	Dale	Hooker	O'Malley	Sloane

Allen J A	Darrison	Hughes	Orr	Smith C W
Allston	Day	Keenan	Oxford	Smith G H
Apgar	Davis G	Knipp	Palmer	Smith J E
Ash	Dickey	Lally	Patchin	Smith J T
Baldwin	Dickinson	Landon	Patton	Snyder
Barrett	Dooling	Langhorst	Pendry	Stevens
Bedell	Doughty	Leggett	Phillips	Stiles
Bennet	Duer	Lewis	Phipps	Sulzberger
Blackwell	Duross	Litthauer	Plank	Townsend
Bordwell	Egan	Manee	Platt	Traub
Bourke	Fancher	Mansfield	Prince	Treat
Bradley	Finch	Marson	Reeve	Uimann
Brill	Fisher	McAdam	Reilley	Wainwright
Brooks	Fitzp'ck J H	McCullough	Remsen	Weber
Burke	Fitzp'ck W P	McInerney	Reynolds	Weekes
Burnett	Fuller	McMillan	Rider	Williams
Burns	Gardiner	McNair	Robinson	Wilson
Candee	Grady	McQuade	Rogers	Wolf
Chambers	Graeff	Meeks	Ross	Woody
Colby	Griffith	Monroe	Salyerds	Yale
Conkling	Hammond	Moran		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 308) entitled "An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' and acts amendatory thereof, in relation to sinking funds" (Rec. No. 240), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Hooker	Nye	Sanders
Adler	Day	Keenan	O'Brien	Scanlon
Ahern	Davis G	Kelsey	O'Malley	Schneider



Allen F E	Davis M	Lally	Orr	Seymour
Allen J A	Dickey	Landon	Outterson	Sherer
Allston	Dickinson	Langhorst	Oxford	Sloane
Ash	Dooling	Leggett	Palmer	Smith C W
Baldwin	Doll	Lewis	Patchin	Smith G H
Barrett	Duer	Litthauer	Patton	Smith J E
Bedell	Duross	Manee	Pendry	Smith J T
Blackwell	Dusinbery	Mansfield	Phillips	Snyder
Bourke	Egan	Marson	Phipps	Stevens
Bradley	Fancher	McAdam	Plank	Stiles
Brooks	Ferre	McCullough	Platt	Sulzberger
Burke	Fisher	McInerney	Prince	Townsend
Burnett	Fitzgerald	McKeown	Reeve	Traub
Cadin	Fitzp'ek J H	McMillan	Reilley	Treat
Candee	Fowler	McNair	Remsen	Ulmann
Chambers	Fuller	McQuade	Reynolds	Wainwright
Conkling	Grady	Meeks	Richter	Weber
Cook	Graeff	Merritt	Rider	Weekes
Coon	Griffith	Monroe	Robinson	Williams
Costello	Hanford	Moran	Rogers	Wilson
Cotton	Haviland	Morgan	Ross	Wolf
Coughtry	Hewitt	Neville	Ruehl	Woody
Cowan	Hoadley	Newcomb	Salyerds	Yale
Daly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 430) entitled "An act to authorize the repayment of penalties to certain banks in the city of New York" (Rec. No. 239), having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 94) entitled "An act to amend an act entitled 'An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of James W. Van Slyke and Francis E. Merritt, of Utica, N. Y.; Westley Barr, of Carthage, N. Y.; Samuel H. Palmer, as surviving partner of the firm of James, Remington & Palmer and Louis Hasbrouck, Jr., of Ogdensburg, N. Y., against the State for work done and services performed for the State and to render judgment therefor" (Rec.

No. 88), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Ruehl
Adler	Cowan	Higgins	Morgan	Salverds
Ahern	Dale	Hoadley	Neville	Sanders
Allds	Daly	Hooker	Newcomb	Schneider
Allen F E	Day	Hughes	Nye	Seymour
Allen J A	Davis G	Keenan	O'Brien	Sherer
Allston	Davis M	Kelsey	O'Malley	Sloane
Ash	Dickey	Knipp	Orr	Smith C W
Baldwin	Dickinson	Lally	Outtersen	Smith G H
Barrett	Doll	Landon	Oxford	Smith J E
Bedell	Doughty	Langhorst	Patchin	Smith J T
Blackwell	Duer	Leggett	Patton	Snyder
Bordwell	Duross	Lewis	Pendry	Stevens
Bourke	Egan	Litthauer	Phillips	Stiles
Bradley	Fancher	Manee	Phipps	Sulzberger
Brill	Ferre	Mansfield	Plank	Townsend
Brooks	Finch	Marson	Platt	Traub
Burke	Fisher	McAdam	Prince	Treat
Burnett	Fitzgerald	McCullough	Rainey	Ulmann
Burns	Fitzp'ck J H	McInerney	Reeve	Wainwright
Candee	Fitzp'ck W P	McKeown	Reilley	Weber
Chambers	Fowler	McMillan	Remsen	Weekes
Colby	Fuller	McNair	Reynolds	Williams
Conkling	Gardiner	McQuade	Richter	Wilson
Cook	Grady	Meeks	Robinson	Wolf
Coon	Graeff	Merritt	Rogers	Woody
Costello	Hammond	Monroe	Ross	Yale
Cotton	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 748) entitled "An act to correct errors in the assessment of bank shares in the city of New York during the year 1901" (Rec. No. 244), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Moran	Ruehl
Adler	Cowan	Haviland	Morgan	Salyerds
Ahern	Dale	Hewitt	Neville	Sanders
Allds	Darrison	Higgins	Newcomb	Scanlon
Allen F E	Day	Hoadley	Nye	Schneider
Allen J A	Davis G	Hooker	O'Brien	Seymour
Allston	Davis M	Hughes	O'Malley	Sherer
Apgar	Dickey	Keenan	Orr	Sloane
Ash	Dickinson	Kelsey	Outtersen	Smith C W
Baldwin	Doll	Knipp	Oxford	Smith G H
Barrett	Doughty	Lally	Palmer	Smith J E
Bedell	Duer	Landon	Patchin	Smith J T
Bennet	Duross	Langhorst	Patton	Snyder
Blackwell	Dusinbery	Leggett	Pendry	Stevens
Bordwell	Egan	Lewis	Phillips	Stiles
Bourke	Fancher	Litthauer	Phipps	Sulzberger
Bradley	Ferre	Manee	Plank	Townsend
Brill	Fisher	Marson	Platt	Traub
Brooks	Fitzgerald	McAdam	Prince	Treat
Burke	Fitzp'ck J H	McCullough	Reeve	Ulmann
Burnett	Fitzp'ck W P	McInerney	Reilley	Wainwright
Burns	Fowler	McKeown	Remsen	Weber
Cadin	Fuller	McMillan	Reynolds	Weekes
Chambers	Gardiner	McNair	Richter	Williams
Colby	Grady	McQuade	Rider	Wilson
Conkling	Graeff	Meeks	Robinson	Wolf
Cook	Griffith	Merritt	Rogers	Woody
Coon	Hammond	Monroe	Ross	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 794) entitled "An act to amend section 166 of article 9, of chapter 215, of the Laws of 1901, entitled 'An act to amend the Public Health Law in relation to the practice of dentistry'" (Rec. No. 229), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Moran	Ruehl
Adler	Dale	Hewitt	Morgan	Salyerds
Ahern	Daly	Higgins	Newcomb	Sanders
Allds	Darrison	Hooker	Nye	Scanlon
Allen F E	Day	Hughes	O'Brien	Schneider
Allen J A	Davis M	Keenan	O'Malley	Seymour
Apgar	Davis G	Kelsey	Orr	Sherer
Ash	Dickey	Knipp	Oттerson	Sloane
Baldwin	Dickinson	Lally	Oxford	Smith C W
Bedell	Dooling	Landon	Palmer	Smith G H
Bennet	Doll	Langhorst	Patton	Smith J E
Blackwell	Doughty	Leggett	Pendry	Smith J T
Bordwell	Duross	Lewis	Phillips	Snyder
Bourke	Dusinbery	Litthauer	Phipps	Stevens
Brill	Egan	Manee	Plank	Sulzberger
Brooks	Fancher	Mansfield	Platt	Townsend
Burke	Ferre	Marson	Rainey	Traub
Burnett	Finch	McAdam	Reeve	Treat
Burns	Fitzgerald	McCullough	Reilley	Ulmann
Candee	Fitzp'ck J H	McInerney	Remsen	Wainwright
Chambers	Fitzp'ck W P	McKeown	Reynolds	Weber
Conkling	Fowler	McMillan	Richter	Weekes
Cook	Fuller	McQuade	Rider	Williams
Coon	Grady	Meeks	Robinson	Wolf
Costello	Graeff	Merritt	Rogers	Woody
Cotton	Griffith	Monroe	Ross	Yale
Coughtry	Hammond			



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the bill (No. 777) entitled "An act to authorize the village of Canisteo, in Steuben county, to borrow money and issue bonds, for the purpose of repairing the old, and building new piling and embankments along Bennett's creek, in said village and pay the indebtedness incurred by virtue of the quarantine of smallpox patients in said village" (Rec. No. 273), which was read the first time.

On motion of Mr. Patchin, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Patchin, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Higgins	Neville	Salverds
Adler	Darrison	Hoadley	Newcomb	Sanders
Ahern	Davis G	Hooker	Nye	Scanlon
Allds	Davis M	Hughes	O'Brien	Schneider
Allen J A	Dickey	Keenan	Orr	Seymour
Allen F E	Dickinson	Kelsey	Outtersen	Sherer
Allston	Dooling	Knipp	Oxford	Sloane
Ash	Doughty	Lally	Palmer	Smith C W
Baldwin	Duer	Landon	Patchin	Smith G H
Barrett	Duross	Langhorst	Patton	Smith J E
Bedell	Dusinbery	Leggett	Pendry	Smith J T
Bordwell	Egan	Lewis	Phillips	Snyder
Bordwell	Ferre	Litthauer	Phipps	Stevens
Bourke	Finch	Manee	Plank	Stiles
Brill	Fisher	Mansfield	Platt	Townsend
Brooks	Fitzgerald	Marson	Prince	Sulzberger

Burke	Fitzp'ck J H	McAdam	Reeve	Treat
Burns	Fitzp'ck W P	McCullough	Reilley	Ulmann
Candee	Fowler	McInerney	Remsen	Wainwright
Chambers	Fuller	McMillan	Reynolds	Weber
Colby	Gardiner	McNair	Richter	Weekes
Cook	Grady	McQuade	Rider	Williams
Coon	Griffith	Meeks	Robinson	Wilson
Costello	Hammond	Merritt	Rogers	Wolf
Cotton	Hanford	Monroe	Ross	Woody
Coughtry	Haviland	Moran	Ruehl	Yale
Dale	Hewitt			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the bill (No. 965) entitled "An act authorizing the selection of certain lands in the town of Ausable, Clinton county, and the town of Chesterfield, Essex county, known as the Ausable Chasm, as a part of the Adirondack park" (Rec. No. 283), which was read the first time.

On motion of Mr. O'Brien, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. O'Brien, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Higgins	Newcomb	Sanders
Adler	Coughtry	Hooker	Nye	Scanlon
Ahern	Cowan	Hughes	O'Brien	Schneider
Allds	Daly	Keenan	O'Malley	Seymour
Allen F E	Darrison	Knipp	Orr	Sherer
Allen J A	Davis G	Lally	Oттerson	Sloane
Allston	Dickey	Landon	Palmer	Smith C W

Ash	Dickinson	Langhorst	Patchin	Smith G H
Baldwin	Dooling	Leggett	Patton	Smith J E
Bedell	Doughty	Lewis	Pendry	Smith J T
Bennet	Duer	Litthauer	Phillips	Snyder
Bordwell	Duross	Manee	Phipps	Stevens
Bourke	Egan	Mansfield	Plank	Stiles
Brill	Fancher	Marson	Platt	Sulzberger
Brooks	Ferre	McAdam	Rainey	Townsend
Burke	Fisher	McInerney	Reeve	Traub
Burnett	Fitzgerald	McKeown	Reilley	Treat
Burns	Fitzp'ck W P	McMillan	Remsen	Ulmann
Cadin	Fowler	McNair	Reynolds	Weber
Candee	Fuller	McQuade	Richter	Weekes
Chambers	Grady	Meeks	Rider	Williams
Colby	Graeff	Merritt	Rogers	Wilson
Conkling	Hammond	Monroe	Ross	Wolf
Cook	Hanford	Moran	Ruehl	Woody
Coon	Hewitt	Neville	Salyerds	Yale
Costello	.			

In the negative,  
Kelsey

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 725, Senate reprint No. 638) entitled "An act to reappropriate certain unexpended balances of former appropriations" (Int. No. 649), with a message that they had concurred in the passage of the same with the following amendments:

Page 5, line 12, after the word "of" strike out the word "fifteen" and insert the word "fourteen;" also, after the comma strike out the word "one" and insert the word "seven."

Mr. Allds moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage; and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Morgan	Salverds
Adler	Coughtry	Hewitt	Neville	Sanders
Ahern	Cowan	Higgins	Newcomb	Scanlon
Allds	Dale	Hoadley	Nye	Schneider
Allen F E	Daly	Hooker	O'Brien	Seymour
Allen J A	Darrison	Hughes	O'Malley	Sherer
Allston	Day	Kelsey	Orr	Sloane
Apgar	Davis G	Knipp	Outterson	Smith C W
Ash	Dickey	Lally	Oxford	Smith G H
Baldwin	Dickinson	Landon	Palmer	Smith J E
Barrett	Doll	Langhorst	Patchin	Smith J T
Bedell	Doughty	Leggett	Patton	Snyder
Bennet	Duross	Lewis	Pendry	Stevens
Blackwell	Dusinbery	Litthauer	Phipps	Stiles
Bordwell	Fancher	Manee	Platt	Sulzberger
Bourke	Ferre	Mansfield	Prince	Townsend
Bradley	Finch	McAdam	Rainey	Traub
Brill	Fitzgerald	McCullough	Reeve	Treat
Brooks	Fitzp'ck J H	McInerney	Reilly	Ulmann
Burnett	Fitzp'ck W P	McKeown	Remsen	Wainwright
Burns	Fowler	McMillan	Reynolds	Weber
Cadin	Fuller	McNair	Richter	Weekes
Candee	Gardiner	McQuade	Rider	Williams
Chambers	Grady	Meeks	Robinson	Wilson
Colby	Graeff	Merritt	Rogers	Wolf
Conkling	Griffith	Monroe	Ross	Woody
Cook	Hammond	Moran	Ruehl	Yale
Coon	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 948, Senate reprint No. 853) entitled "An act to amend chapter 80, Laws of 1871, entitled 'An act for the election of a receiver of taxes and assessments for the town of Rye and the village of Port Chester,' in regard to the receiver's bond, salary and expenses and the appointment of a deputy receiver" (Int. No. 685), with a message that they have concurred in the passage of the same with the title amended to read as follows:



"An act to amend chapter eighty, laws of eighteen hundred and seventy-one, entitled 'An act for the election of a receiver of taxes and assessments for the town of Rye and the village of Port Chester,' in regard to the receiver's bond, salary and expenses and the appointment of a deputy receiver."

Mr. Wainwright moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Merritt	Salyerds
Adler	Cotton	Hammond	Monroe	Sanders
Ahern	Coughtry	Hanford	Moran	Scanlon
Allds	Cowan	Haviland	Morgan	Schneider
Allen F E	Dale	Higgins	Neville	Sherer
Allen J A	Daly	Hughes	Newcomb	Sloane
Allston	Day	Hughes	Nye	Seymour
Apgar	Davis G	Keenan	O'Brien	Smith C W
Ash	Davis M	Knipp	Orr	Smith G H
Baldwin	Dickey	Lally	Outterson	Smith J E
Barrett	Dickinson	Landon	Oxford	Smith J T
Bedell	Doll	Langhorst	Patton	Snyder
Blackwell	Doughty	Leggett	Pendry	Stevens
Bordwell	Duer	Lewis	Phillips	Stiles
Bradley	Duross	Litthauer	Phipps	Sulzberger
Brooks	Dusinbery	Manee	Platt	Townsend
Burke	Egan	Mansfield	Rainey	Treat
Burnett	Ferre	Marson	Reeve	Ulmann
Burns	Finch	McAdam	Reiley	Wainwright
Cadin	Fisher	McCullough	Remsen	Weber
Candee	Fitzp'ck J H	McInerney	Reynolds	Weekes
Chambers	Fitzp'ck W P	McKeown	Richter	Wilson
Colby	Fowler	McMillan	Rider	Wolf
Conkling	Fuller	McNair	Rogers	Woody
Cook	Gardiner	McQuade	Ross	Yale
Coon	Grady	Meeks	Ruehl	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 22, Senate reprint No. 788) entitled "An act to amend the Code of Civil Procedure, relative to compulsory accounting in equity actions" (Int. No. 22), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 2, strike out the period and insert a comma and the word "and."

Same page, line 4, strike out the words "besides court punishing" and insert the words "court punish."

Page 2, strike out lines 12 to 17 inclusive and insert the following words, "contract; except also where a certified copy of an order, or judgment, which directs a party to make a deposit or delivery of money, shall have been served upon the party personally and a personal demand made, and proceedings had pursuant to subdivision one of subdivision twenty-two sixty-nine of this act."

Mr. Bennet moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 135 }  
} NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Merritt	Ross
Adler	Cotton	Hammond	Moran	Ruehl
Ahern	Coughtry	Haviland	Morgan	Salyerds
Allds	Cowan	Hewitt	Neville	Scanlon
Allen F E	Dale	Higgins	Newcomb	Schneider
Allen J A	Daly	Hooker	O'Brien	Seymour
Allston	Day	Hughes	O'Malley	Sherer
Apgar	Davis G	Keenan	Orr	Sloane
Ash	Davis M	Kelsey	Outterson	Smith O W
Baldwin	Dickey	Knipp	Oxford	Smith G H

Barrett	Dickinson	Lally	Palmer	Smith J E
Bedell	Dooling	Landon	Patchin	Smith J T
Bennet	Doll	Langhorst	Patton	Snyder
Blackwell	Doughty	Leggett	Pendry	Stevens
Bordwell	Duer	Lewis	Phillips	Stiles
Bourke	Duross	Litthauer	Plank	Townsend
Bradley	Dusinbery	Mancee	Platt	Traub
Brooks	Egan	Mansfield	Prince	Treat
Burke	Ferre	Marson	Rainey	Ulmann
Burnett	Finch	McAdam	Reeve	Wainwright
Burns	Fisher	McCullough	Reilley	Weber
Cadin	Fitzgerald	McInerney	Remsen	Weekes
Candee	Fitzp'ck W P	McKeown	Reynolds	Williams
Chambers	Fowler	McMillan	Richter	Wilson
Colby	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Graeff	Meeks	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 668, entitled "An act in relation to interpreters for the several courts in the county of Queens" (Rec. No. 184), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication was received from Hon. Daniel Sheehan, mayor of the city of Elmira, returning Assembly bill No. 425, entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira.' as amended, relative to city sealer" (Int. No. 401), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Daniel Sheehan, mayor of the city of Elmira, returning Assembly bill No. 478, entitled "An act to authorize the common council of the city of Elmira to determine and award damages for destruction of personal property in smallpox quarantine" (Int. No. 429), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Daniel Sheehan, mayor of the city of Elmira, returning Assembly bill No. 111, entitled "An act to amend the charter of the city of Elmira relative to the salary of the clerk of the City Court" (Int. No. 111), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning Assembly bill No. 1073, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to assessors and assessments" (Int. No. 871), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning Assembly bill No. 1060, entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and the erecting, completing and enlarging school buildings" (Int. No. 857), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills:

"An act to amend the University Law, as to the establishment



and support of public and free libraries." (No. 736, Senate reprint No. 912, Int. No. 426.)

"An act in relation to real property, exempt by law from taxation, and providing for the transmission of report of the same to the Legislature." (No. 150, Senate reprint No. 851, Int. No. 150.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to incorporate the General Missionary Society of the German Baptist Churches of North America." (No. 766, Int. No. 662.)

"An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled "An act to incorporate the village of White Plains," passed April 3, 1866,' in relation to the powers and duties of the village trustees, etc.' (No. 1267, Int. No. 646.)

"An act to amend the Village Law, relating to the withdrawal of part of a village situated in two or more towns." (No. 1226, Int. No. 535.)

"An act making an appropriation for improving the Glens Falls feeder and repairing the prism and side walls thereof." (No. 651, Int. No. 579.)

"An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton." (No. 201, Int. No. 201.)

"An act to amend the Forest, Fish and Game Law, relative to appointing additional protectors." (No. 505, Int. No. 212.)

"An act to repeal section 72 of the Forest, Fish and Game Law, relating to fishing in Lake Champlain." (No. 1144, Int. No. 913.)

"An act making an appropriation for the Syracuse State Institution for Feeble-Minded Children." (No. 1236, Int. No. 749.)

"An act to amend the Forest, Fish and Game Law, relative to nets and set lines for fishing." (No. 738, Int. No. 526.)

"An act making an appropriation for the New York State School for the Blind at Batavia." (No. 1329, Int. No. 969.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 1414) entitled "An act to amend chapter 197 of the Laws of 1818, entitled 'An act to incorporate the Lyceum of Natural History in the city of New York,' a corporation now known as the New York Academy of Sciences, and to extend the powers of said corporation" (Int. No. 688), with a message that they have reconsidered their vote by which said bill was passed, and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 427, Senate reprint No. 888) entitled "An act amending the County Law, in relation to the registration of dogs" (Int. No. 403).

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1104) entitled "An act relative to a public school teachers' retirement fund in the city of Poughkeepsie" (Int. No. 881), with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Poughkeepsie.

On motion of Mr. Allds, the House adjourned.

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### MONDAY, MARCH 17, 1902.

The House met pursuant to adjournment.

Prayer by Rev. A. L. Love.

On motion of Mr. Kelsey, the reading of the journal of Friday, March 14, 1902, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the New York Juvenile Asylum; which was laid upon the table and ordered printed.

(See Document.)

Mr. M. Davis was excused until Tuesday, March 18.

Privileges of the floor were extended to Cornelius Collins, a former member; also Messrs. Harding and Allen.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 115 of the Laws of 1894, entitled 'An act for the better protection of lost and strayed animals, and for securing the rights of the owners thereof,' as amended by chapter 412 of the Laws of 1895" (No. 829, Rec. No. 289), which was read the first time and referred to the committee on rules.

"An act to provide for the construction of a bridge over Tibbett's brook ravine on the grounds of the St. Lawrence State Hospital, and making an appropriation therefor" (No. 270, Rec. No. 290), which was read the first time and referred to the committee on rules.

"An act to amend the Highway Law in relation to cutting and destroying noxious weeds, briars and brush growing along the highway in the forest preserve" (No. 877, Rec. No. 291), which was read the first time and referred to the committee on rules.

"An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle' as amended by chapters 462 and 550 of the Laws of 1900" (No. 895, Rec. No. 292), which was read the first time and referred to the committee on rules.

"An act to provide for the erection of a suitable monument and markers in honor of and to the memory of the New York troops which took part in the campaign and siege of Vicksburg in 1863" (No. 537, Rec. No. 293), which was read the first time and referred to the committee on rules.

"An act to authorize the board of park commissioners of the city of Yonkers to acquire additional lands for and otherwise improve Irving park in the city of Yonkers and to provide for the payment thereof by the issue of bonds" (No. 865, Rec. No. 294), which was read the first time and referred to the committee on rules.

"An act to authorize the city of Yonkers to excavate, grade, erect the foundation walls and construct proper approaches and otherwise prepare the site selected in Washington park for the Public Library and to issue bonds therefor" (No. 937, Rec. No. 295), which was read the first time and referred to the committee on rules.

"An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the election and appointment of city and ward officers" (No. 900, Rec. No. 296), which was read the first time and referred to the committee on rules.

"An act to amend the Forest, Fish and Game Law, relative to non-residents taking shellfish" (No. 819, Rec. No. 297), which was read the first time and referred to the committee on rules.

"An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties" (No. 735, Rec. No. 298), which was read the first time and referred to the committee on rules.

Mr. G. H. Smith introduced a bill entitled "An act to provide a purchasing agent for the county of Monroe and to repeal certain existing provisions of law relative thereto" (Int. No. 1254), which was read the first time and referred to the committee on internal affairs.

Mr. Barrett introduced a bill entitled "An act authorizing the fire commissioner of the city of New York to reinstate Joseph A. Caragher as a member of the uniformed force of the fire department of said city" (Int. No. 1255) which was read the first time and referred to the committee on affairs of cities.

Mr. Cadin introduced a bill entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to a clerk to the chief of police" (Int. No. 1256), which was read the first time and referred to the committee on affairs of cities.

Mr. Fowler introduced a bill entitled "An act to amend chapter 310 of the Laws of 1865, entitled 'An act to define the duties and regulate the fees and compensations of special county judge



of Chautauqua county,' relative to duties of such special county judge" (Int. No. 1257), which was read the first time and referred to the committee on the judiciary.

Mr. Newcomb introduced a bill entitled "An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof, constituting chapter 3 of the general laws,' in relation to provisional appointments" (Int. No. 1258), which was read the first time and referred to the committee on the judiciary.

Mr. O'Brien introduced a bill entitled "An act to amend chapter 322 of the Laws of 1890, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Plattsburgh, and to repeal certain acts and parts of acts,' relating to the issue of bonds for public improvements" (Int. No. 1259), which was read the first time and referred to the committee on affairs of villages.

Mr. Plank introduced a bill entitled "An act to amend the Agricultural Law, relating to payment of license fees for the sale of concentrated commercial feeding stuffs" (Int. No. 1260), which was read the first time and referred to the committee on agriculture.

Mr. Rogers introduced a bill entitled "Concurrent resolution proposing an amendment to section 9 of article 6 of the Constitution, relating to the jurisdiction of the Court of Appeals" (Int. No. 1261), which was read the first time and referred to the committee on the judiciary.

Mr. G. H. Smith introduced a bill entitled "An act to amend the Election Law, regulating the days for registration of electors" (Int. No. 1262), which was read the first time and referred to the committee on the judiciary.

Mr. Fowler introduced a bill entitled "An act to amend section 44 of the Code of Criminal Procedure, relative to the duties of special county judge" (Int. No. 1263), which was read the first time and referred to the committee on codes.

Mr. Leggett introduced a bill entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the

city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, by increasing the salaries of the policemen and providing for a police pension fund " (Int. No. 1264), which was read the first time and referred to the committee on affairs of cities.

Mr. Woody introduced a bill entitled "An act to amend chapter 378 of the Laws of 1897, known as the Greater New York Charter, as amended by chapter 466 of the Laws of 1901, relative to appeals from the decisions of the superintendents of buildings in and for the various boroughs of the city of New York, regarding the mode, manner of construction or materials to be used in the erection or alteration of buildings " (Int. No. 1265), which was read the first time and referred to the committee on affairs of cities.

Also a bill entitled "An act to provide for proper sanitation, ventilation and protection from fire of schoolhouses and other public buildings " (Int. No. 1266), which was read the first time and referred to the committee on public health.

Mr. Hoadley introduced a bill entitled "An act to provide for the construction of an additional stone arch culvert for the passage of the waters of the Oneida creek under the Erie canal at Durhamville, N. Y., and making an appropriation therefor " (Int. No. 1267), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend several sections of chapter 225 of the Laws of 1901, entitled 'An act to incorporate the city of Oneida ' " (Int. No. 1268), which was read the first time and referred to the committee on rules.

Mr. Bedell introduced a bill entitled "An act to incorporate the city of Port Jervis " (Int. No. 1269), which was read the first time and referred to the committee on rules.

Mr. Apgar introduced a bill entitled "An act to amend chapter 73 of the Laws of 1902, entitled 'An act relating to rural cemetery associations, in counties of the State having a certain population ' " (Int. No. 1270), which was read the first time and referred to the committee on rules.

Mr. Brooks introduced a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the collector or collectors of unpaid taxes and assessments" (Int. No. 1271), which was read the first time and referred to the committee on rules.

Also, a bill entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplemental thereto, in relation to the service of notices to redeem from tax sales and searches" (Int. No. 1272), which was read the first time and referred to the committee on rules.

Mr. Apgar introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for grouse in Westchester county" (Int. No. 1273), which was read the first time and referred to the committee on rules.

Also, a bill entitled "An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' relative to village elections" (Int. No. 1274), which was read the first time and referred to the committee on rules.

Mr. Robinson introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for woodcock on Long Island" (Int. No. 1275), which was read the first time and referred to the committee on rules.

Mr. Speaker, from the committee on rules, reported the following resolution:

Resolved, That hereafter no member shall speak upon a question more than five minutes, except by unanimous consent.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company." (No. 1498, Int. No. 1129.)

"An act to amend section 91 of the Railroad Law, relative to consents of property owners and local authorities." (No. 906, Int. No. 759.)

"An act to amend section 44 of the Railroad Law, relative to checks for baggage." (No. 1366, Int. No. 1052.)

"An act to amend chapter 743 of the Laws of 1894, entitled 'An act to facilitate travel upon elevated railroads in the city of New York,' so as to extend its provisions to railways using the tracks and bridge of said elevated railroads." (No. 1563, Int. No. 1169.)

"An act to amend the Forest, Fish and Game Law, in relation to grouse." (No. 598, Int. No. 537.)

"An act to amend the Code of Civil Procedure, relative to fees of register and other clerks." (No. 1483, Int. No. 1114.)

"An act to legalize, ratify and confirm a loan of \$3,000 made January 15, 1881, by the United German and French Roman Catholic Cemetery Association of the city of Buffalo to the German Roman Catholic Orphan Asylum of said city, upon its bond and mortgage, and to authorize and empower said cemetery association to forgive and release as a gift to said orphan asylum its entire indebtedness and obligation in and under its said bond and mortgage and the loan thereby secured." (No. 1487, Int. No. 1118.)

"An act to amend section 1119 of the Code of Civil Procedure, relating to the proceedings by the corporation counsel for the enforcement and collection of jury fines in New York county." (No. 1249, Int. No. 981.)

"An act to incorporate the Diocesan Missions of Long Island and to define its objects and powers in the missionary work of the Protestant Episcopal Church in the diocese of Long Island." (No. 1371, Int. No. 1037.)

"An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn." (No. 1285, Int. No. 998.)



"An act to amend chapter 857 of the Laws of 1866, entitled 'An act to incorporate the Brooklyn Improvement Company,' relative to the powers of such company." (No. 1451, Int. No. 1099.)

"An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways." (No. 1387, Int. No. 1067.)

"An act to amend the Consolidated School Law, in relation to an academy as the academic department of a union free school district." (No. 1291, Int. No. 1004.)

"An act to amend the Penal Code, relative to the sale of prepared meats, salads and cheese on Sundays." (No. 1100, Int. No. 181.)

"An act for the relief of John Chiesa, extending him time to file a notice of intention to sue for personal injuries." (No. 1584, Int. No. 534.)

"An act in relation to the motive power to be used upon the New York and Harlem Railroad, in Park avenue, in the city of New York, and the terminals connected therewith." (No. 1588, Int. No. 1105.)

"An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters." (No. 1381, Int. No. 1061.)

"An act authorizing an investigation as to the expediency and cost of establishing a municipal electric lighting plant in and for the city of Syracuse." (No. 1153, Int. No. 922.)

"An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' relative to the powers of deputy sheriffs." (No. 1032, Int. No. 849.)

"An act to amend the Consolidated School Law, in relation to the disbursement of school moneys by supervisors." (No. 457, Int. No. 415.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 914) entitled "An act to amend the Forest, Fish and Game Law, in relation to taking grouse in certain counties" (Int. No. 767), reported the same with the following recommendations:

Page 1, line 2, after the words "nineteen hundred" insert the words "entitled 'An act for the protection of the forest, fish and game of the state, constituting chapter thirty-one of the general laws.'"

Same page and line, after the word "by" insert the words "chapter six hundred and eleven of the laws of nineteen hundred and."

Same page, line 3, strike out the words "entitled 'An act for.'"

Same page, strike out all of line 4.

Same page, line 5, strike out the words "stituting chapter thirty-one of the general laws."

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the following entitled bills:

"An act to lay out, establish and regulate a public driveway in the city of Troy." (No. 1555, Int. No. 750.)

"An act to amend section 1391 of the Code of Civil Procedure, in relation to exemptions and executions." (No. 1574, Int. No. 114.)

"An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000." (No. 1400, Int. No. 1130.)

"An act to repeal chapter 422 of the Laws of 1898, entitled 'An act to license and regulate the business of private detectives and detective agencies.'" (No. 1335, Int. No. 1028.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, in relation to the levying and collection of taxes and assessments, the review of local assessments, and the

foreclosure and sale of lands for the non-payment of taxes and assessments." (No. 1510, Int. No. 927.)

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)

On motion of Mr. Wainwright said message, together with said bill, was laid upon the table.

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)

On motion of Mr. Landon said message, together with said bill, was laid upon the table.

A message from the Governor by the hand of his Secretary was received and read.

(See Appendix.)

On motion of Mr. Williams said message, together with said bill was laid upon the table.

The bill (No. 1390) entitled "An act to amend the Insurance Law by authorizing the licensing of brokers for marine insurance, and making regulations therefor" (Int. No. 1070), having been announced for a second reading,

On motion of Mr. Weekes, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 321) entitled "An act to provide for the voluntary retirement on half pay of officers and employees in the civil service of the State and its civil divisions and cities" (Int. No. 295), having been announced for a second reading,

Mr. Newcomb moved to amend as follows:

Line 1 of the title strike out the words "on half pay."

Page 4, line 7, strike out the word "one-half" and insert the word "one-tenth."

Same page, line 9, after the word "application" insert the words "together with such additional annual sum as the retirement board shall deem justified by the condition of the retirement fund, in determining which the said board shall be guided by standard tables of mortality."

Same page, line 10, after the words "per annum" insert the words "and provided also that the additional payment, having

been once determined, shall not thereafter be increased or diminished."

Page 5, line 14, strike out the word "sixty" and insert the word "ninety."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Newcomb, said bill was ordered reprinted as amended and placed on the order of second reading.

The bill (No. 936) entitled "An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families" (Int. No. 492), was read the second time.

On motion of Mr. Rainey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 493) entitled "An act to amend section 1338 of the Code of Civil Procedure, relative to presumptions on an appeal to the Court of Appeals" (Int. No. 444), was read the second time.

On motion of Mr. Brill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1075) entitled "An act to amend the Code of Civil Procedure by inserting therein a new section relating to actions to recover damages for personal injuries against two or more defendants" (Int. No. 873), was read the second time.

On motion of Mr. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1484) entitled "An act to amend the Town Law relative to place of holding meetings of the town board and board of health in certain towns" (Int. No. 1115), was read the second time.

On motion of Mr. O'Brien, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1383) entitled "An act to amend the Highway Law, relating to bridges" (Int. No. 1063), was read the second time.

On motion of Mr. Dickinson, said bill was placed on the order of third reading and referred to the committee on revision.



The Senate bill (No. 616) entitled "An act to amend the Domestic Relations Law in relation to marriage" (Rec. No. 186), was read the second time.

On motion of Mr. G. Davis, said bill was placed on the order of third reading.

The Senate bill (No. 796) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (Rec. No. 224), was read the second time.

On motion of Mr. Bennet, said bill was placed on the order of third reading.

The bill (No. 1528) entitled "An act to amend section 6 and section 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof'" (Int. No. 1148), was read the second time.

On motion of Mr. Cotton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1202) entitled "An act conferring jurisdiction upon and authorizing the Court of Claims to hear, audit and determine the alleged claim of Mary McAleer and make an award to her for damages on said alleged claim" (Int. No. 952), was read the second time.

On motion of Mr. Doll, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 513) entitled "An act to amend the Labor Law, relating to the definition of a factory" (Int. No. 459), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 588) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Co., against the State for damages alleged to have been sustained by the said S. F. Hess & Co., and to rendered judgment therefor" (Int. No. 527), was read the second time.

On motion of Mr. Gardiner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1517) entitled "An act to amend the Greater New York Charter, relative to assessments by the board of assessors" (Int. No. 1137), was read the second time.

On motion of Mr. Keenan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1533) entitled "An act making an appropriation for the adjutant-general to enable him to replace State property destroyed by fire in the Seventy-first Regiment armory" (Int. No. 1153), was read the second time.

On motion of Mr. Meeks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 915) entitled "An act to authorize the city of New York to lay out, open and construct a parkway from the present easterly terminus of the Eastern parkway, in the borough of Brooklyn and city of New York and county of Kings, to the westerly boundary or side of Forest park in said city, in the county of Queens, through the lands of Cypress Hills cemetery, situate in the counties of Kings and Queens" (Int. No. 768), having been announced for a third reading,

On motion of Mr. Morgan, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 1547) entitled "An act to amend the Greater New York Charter, in relation to the absence of the police force without leave" (Int. No. 1158), was read the second time.

On motion of Mr. Newcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1447) entitled "An act to authorize the sale of certain real property in the village of Sandy Hill, Washington

county, N. Y., devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives " (Int. No. 1095), was read the second time.

On motion of Mr. Platt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1251) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing land as a site on which to erect a quarantine hospital" (Int. No. 983), was read the second time.

On motion of Mr. Ruehl, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1180) entitled "An act to repeal chapter 77 of the Laws of 1898, entitled 'An act to legalize the division into election districts of the town of West Turin in Lewis county'" (Int. No. 938), was read the second time.

On motion of Mr. Stiles, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1568) entitled "An act to amend the Greater New York Charter, relative to department of water supply, gas and electricity" (Int. No. 1174), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1530) entitled "An act to relieve the law department of the city of New York from paying fees to city, county or other officers" (Int. No. 1150), was read the second time.

On motion of Mr. Seymour, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 764) entitled "An act to amend the Tax Law, in relation to taxable transfers of property" (Int. No. 660), was read the second time.

On motion of Mr. Weekes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1524) entitled "An act to provide for a public wharf or dock in the village of Port Chester" (Int. No. 1144), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 309) entitled "An act to amend section 58 of the Election Law, entitled 'An act in relation to elections, constituting chapter 6 of the general laws,' relating to places of filing certificates of nominations" (Rec. No. 182), was read the second time.

On motion of Mr. Reynolds, said bill was placed on the order of third reading.

The Senate bill (No. 500) entitled "An act to amend section 5 of the General Corporation Law, being chapter 687 of the Laws of 1892, with respect to filing and recording certificates of incorporation, and to the corporate names of corporations" (Rec. No. 143), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 348) entitled "An act to amend section 40 of the Stock Corporation Law, being chapter 564 of the Laws of 1890, with respect to guarantees by stock corporations" (Rec. No. 54), was read the second time.

On motion of Mr. Mansfield, said bill was placed on the order of third reading.

The Senate bill (No. 816) entitled "An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company" (Rec. No. 254), was read the second time.

On motion of Mr. Darrison, said bill was placed on the order of third reading.

The Senate bill (No. 724) entitled "An act to release to Laura C. Geib all the right, title and interest of the people of the State of New York in and to certain real estate in the city of Buffalo, county of Erie, State of New York" (Rec. No. 211), was read the second time.

On motion of Mr. O'Malley, said bill was placed on the order of third reading.

The Senate bill (No. 825) entitled "An act to amend section



98 of title 11 of chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same ' " (Rec. No. 241), was read the second time.

On motion of Mr. Plank, said bill was placed on the order of third reading.

The Senate bill (No. 513) entitled "An act to provide for the appointment of a commission to examine wild and forest land in Suffolk county with the view to the location thereon of a State park " (Rec. No. 122), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.

The Senate bill (No. 426) entitled "An act to define the rights of persons and corporations engaged in the business of storing personal chattels, and to regulate the said business " (Rec. No. 176), was read the second time.

On motion of Mr. Cotton, said bill was placed on the order of third reading.

The Senate bill (No. 798) entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article 6 of the Constitution relating to Supreme Court judicial districts " (Rec. No. 227), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 645) entitled "An act to authorize the payment of the claim of James A. Russel for services rendered the city of New York " (Rec. No. 221), was read the second time.

On motion of Mr. Sanders, said bill was placed on the order of third reading.

The Senate bill (No. 783) entitled "An act to amend chapter 577 of the Laws of 1875, entitled 'An act to revise and consolidate the several acts relating to the public schools in the city of Auburn ' and the several acts amendatory thereof " (Rec. No. 242), was read the second time.

On motion of Mr. Moran, said bill was placed on the order of third reading.

The Senate bill (No. 762) entitled "An act to authorize the city of Utica to borrow money for the use of the board of police and fire commissioners of the city of Utica, and issue bonds therefor" (Rec. No. 251), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading.

The Senate bill (No. 541) entitled "An act to amend section 116 of chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 508 of the Laws of 1886" (Rec. No. 222), was read the second time.

On motion of Mr. Marson, said bill was placed on the order of third reading.

The Senate bill (No. 627) entitled "An act to create and establish a firemen's relief and pension fund for the paid fire department of the city of Utica and authorizing the granting and payment of pensions and relief to the officers and members of said department entitled thereto" (Rec. No. 196), having been announced for a second reading.

Mr. McQuade moved to amend as follows:

Amend subdivision 2, page 2, to read as follows:

"2. The term 'excise moneys' shall include and mean all excise taxes, fines and penalties collected by the special deputy commissioner or county treasurer of the county and belonging to the city of Utica, and paid by such special deputy commissioner or county treasurer to the treasurer of said city, under the provisions of the liquor tax law."

Page 3, amend line 20 to read "two per centum of all excise moneys received by the city of Utica."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. McQuade, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1215) entitled "An act to amend the Greater New York Charter, relating to the life insurance fund of the fire department" (Int. No. 965), having been announced for a third reading,

Mr. Pendry moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 54 }  
{ NOES 53 }

Those who voted in the affirmative, were

Allds	Colby	Gardiner	Monroe	Robinson
Allen F E	Cook	Griffith	Newcomb	Rogers
Allen J A	Costello	Hanford	Nye	Ross
Allston	Darrison	Hooker	O'Brien	Salyerds
Apgar	Davis G	Kelsey	Orr	Seymour
Bennet	Dickinson	Knipp	Phillips	Sherer
Brill	Fancher	Leggett	Phipps	Smith C W
Burnett	Finch	Lewis	Plank	Snyder
Cadin	Fisher	Mansfield	Reeve	Stiles
Candee	Fitzgerald	McMillan	Reilley	Yale
Chambers	Fowler	McQuade	Reynolds	

Those who voted in the negative, were

Adams	Cotton	Grady	Neville	Schneider
Adler	Coughtry	Hoadley	Oxford	Sloane
Ahern	Dale	Keenan	Palmer	Smith G H
Ash	Daly	Langhorst	Pendry	Smith J E
Bedell	Day	Litthauer	Prince	Sulzberger
Bordwell	Dickey	McAdam	Rainey	Ulmann
Bourke	Doll	McCullough	Richter	Weber
Bradley	Duer	McNair	Rider	Williams
Brooks	Ferre	Meeks	Ruehl	Wilson
Burke	Fitzp'ck J H	Merritt	Sanders	Wolf
Burns	Fitzp'ck W P	Morgan		

Mr. Seymour moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 430) entitled "An act to authorize the repayment of penalties to certain banks in the city of New York" (Rec. No. 239), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Grady	Meeks	Rider
Ahern	Cotton	Graeff	Merritt	Robinson
Allds	Coughtry	Griffith	Monroe	Rogers
Allen F E	Cowan	Hammond	Morgan	Ruehl
Allston	Dale	Hanford	Neville	Sanders
Apgar	Darrison	Haviland	Newcomb	Scanlon
Ash	Davis G	Higgins	Nye	Schneider
Barrett	Davis M	Hoadley	O'Malley	Sherer
Bedell	Dickey	Hooker	Orr	Sloane
Bennet	Dickinson	Keenan	Oxford	Smith C W
Blackwell	Dooling	Kelsey	Palmer	Smith J E
Bordwell	Doughty	Lally	Patchin	Smith J T
Bourke	Duer	Landon	Patton	Stevens
Bradley	Duross	Langhorst	Pendry	Stiles
Brill	Dusinbery	Leggett	Phillips	Townsend
Brooks	Egan	Lewis	Plank	Traub
Burnett	Ferre	Litthauer	Platt	Treat
Burns	Fisher	Mansfield	Rainey	Wainwright
Cadin	Fitzgerald	Marson	Reeve	Weekes
Candee	Fitzp'ck W	McCullough	Reiley	Williams
Chambers	Fowler	McInerney	Remsen	Wolf
Colby	Fuller	McAdam	Reynolds	Woody
Cook	Gardiner	McQuade	Richter	Yale

In the negative,

Finch

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.



The bill (No. 1457) entitled "An act in relation to the Municipal Court of the city of New York, its officers and marshals" (Int. No. 339), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Graeff	Meeks	Salverds
Adler	Cotton	Hammond	Monroe	Sanders
Ahern	Cowan	Hanford	Moran	Schneider
Allds	Daly	Haviland	Neville	Seymour
Allen F E	Darrison	Higgins	Newcomb	Sherer
Allen J A	Day	Hooker	O'Brien	Sloane
Allston	Davis G	Keenan	Orr	Smith C W
Apgar	Dickey	Kelsey	Outtersen	Smith G H
Ash	Dickinson	Landon	Palmer	Smith J T
Barrett	Doll	Langhorst	Patton	Snyder
Bedell	Duer	Leggett	Pendry	Stevens
Blackwell	Duross	Lewis	Phipps	Stiles
Bourke	Dusinbery	Litthauer	Plank	Townsend
Bradley	Fancher	Manee	Prince	Traub
Brooks	Ferre	Mansfield	Rainey	Ulmann
Burke	Fisher	Marson	Reeve	Wainwright
Burns	Fitzgerald	McAdam	Remsen	Weekes
Cadin	Fitzp'ck W P	McInerney	Richter	Williams
Chambers	Fowler	McKeown	Rider	Wilson
Colby	Fuller	McMillan	Rogers	Woody
Cook	Grady	McNair	Ruehl	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1505) entitled "An act to amend the Public Health Law, relating to the adulteration of and deception in the sale of drugs, chemicals and other substances" (Int. No. 392), was read the third time, having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Neville	Salyerds
Adler	Cowan	Hewitt	Nye	Sanders
Allds	Daly	Higgins	O'Brien	Schneider
Allen F E	Darrison	Hoadley	O'Malley	Seymour
Allen J A	Day	Hughes	Orr	Sloane
Allston	Davis M	Keenan	Outterson	Smith C W
Apgar	Dickey	Knipp	Palmer	Smith G H
Baldwin	Dooling	Landon	Patchin	Smith J T
Barrett	Doll	Langhorst	Patton	Snyder
Bedell	Duer	Leggett	Phillips	Stiles
Blackwell	Duross	Litthauer	Phipps	Sulzberger
Bordwell	Dusinbery	Manee	Platt	Townsend
Bradley	Fancher	McAdam	Prince	Traub
Brill	Ferre	McCullough	Reeve	Ulmann
Brooks	Fisher	McKeown	Remsen	Wainwright
Burnett	Fitzgerald	McMillan	Reynolds	Weber
Burns	Fitzp'ck W P	McNair	Richter	Williams
Cadin	Fowler	Meeks	Rider	Wilson
Candee	Fuller	Merritt	Rogers	Wolf
Colby	Gardiner	Monroe	Ross	Woody
Cook	Graeff	Moran	Ruehl	Yale
Costello	Griffith	Morgan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1537) entitled "An act to amend chapter 596 of the Laws of 1898, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled "An act to organize and establish a police department for the city of Yonkers," and the acts amendatory thereof,' as amended by chapter 460 of the Laws of 1899, and as amended by chapter 92 of the Laws of 1901, in relation to the salary of the police clerk of the city of Yonkers, and the appoint-

ment of an additional sergeant" (Int. No. 841), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	Merritt	Rogers
Adler	Cowan	Griffith	Monroe	Ruehl
Ahern	Dale	Hammond	Moran	Salyerds
Allds	Daly	Hanford	Morgan	Sanders
Allen F E	Darrison	Haviland	Neville	Scanlon
Allen J A	Day	Hewitt	Newcomb	Seymour
Allston	Davis G	Hoadley	Nye	Sherer
Apgar	Davis M	Hooker	O'Brien	Sloane
Ash	Dickey	Keenan	O'Malley	Smith C W
Baldwin	Dickinson	Kelsey	Orr	Smith G H
Bedell	Dooling	Knipp	Outterson	Smith J E
Bennet	Doll	Lally	Oxford	Snyder
Blackwell	Doughty	Landon	Patchin	Stevens
Bordwell	Duer	Langhorst	Patton	Stiles
Bradley	Duross	Leggett	Phillips	Sulzberger
Brooks	Egan	Lewis	Phipps	Townsend
Burke	Fancher	Litthauer	Platt	Treat
Burnett	Ferre	Mansfield	Prince	Ulmann
Burns	Fisher	Marson	Rainey	Wainwright
Cadin	Fitzgerald	McCullough	Reeve	Weber
Chambers	Fitzp'ck J	HMcInerney	Remsen	Williams
Colby	Fitzp'ck W	PMcKeown	Reynolds	Wilson
Conkling	Fowler	McNair	Richter	Wolf
Coon	Fuller	McQuade	Rider	Woody
Costello	Grady	Meeks	Robinson	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1538) entitled "An act to authorize the appointment of a commission to inquire into the expediency of amend-

ing the statutes relating to criminal procedure and the punishment of crime, and to suggest legislation thereon " (Int. No. 838), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }  
 { NOES 34 }

Those who voted in the affirmative, were

Adams	Conkling	Hoadley	Orr	Seymour
Ahern	Coon	Hooker	Outterson	Smith G W
Allen F E	Costello	Hughes	Patchin	Smith G H
Allen J A	Cotton	Kelsey	Pendry	Smith J E
Apgar	Coughtry	Knipp	Phillips	Snyder
Ash	Cowan	Langhorst	Rainey	Stevens
Bedell	Darrison	Lewis	Reeve	Stiles
Bennet	Davis G	Mansfield	Remsen	Sulzberger
Bradley	Dickinson	McMillan	Reynolds	Traub
Brill	Doughty	McNair	Robinson	Wainwright
Brooks	Fancher	McQuade	Rogers	Weber
Burnett	Finch	Merritt	Ross	Williams
Cadin	Fisher	Monroe	Ruehl	Wilson
Candee	Gardiner	Morgan	Salyerds	Woody
Chambers	Hammond	O'Brien	Schneider	Yale
Colby	Haviland			

Those who voted in the negative, were

Allds	Dale	Fowler	McKeown	Phipps
Allston	Daly	Griffith	Meeks	Prince
Bordwell	Dickey	Keenan	Neville	Richter
Bourke	Duer	Leggett	Newcomb	Rider
Burke	Ferre	Litthauer	Nye	Sanders
Burns	Fitzp'ck J H	McAdam	Oxford	Ulmann
Cook	Fitzp'ck W P	McCullough	Palmer	Wolf

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. James S. Ireland, mayor of the city of Johnstown, returning Assembly bill (No.



1000) entitled "An act to amend the charter of the city of Johnstown, relative to improvements payable wholly or partly by local assessments, and to opening, altering extending and laying out streets" (Int. No. 825), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 476) entitled "An act to amend chapter 416 of the Laws of 1900, entitled 'An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor,' in relation to the reception and maintenance of free patients" (Rec. No. 104), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Senate was received and read requesting the return to the Senate of Senate bill (No. 159) entitled "Concurrent resolution proposing an amendment to section 7 of article 7 of the Constitution, relating to the forest preserve" (Rec. No. 260), for the purpose of amendment.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills:

"An act to amend chapter 80, Laws of 1871, entitled 'An act for the election of a receiver of taxes and assessments for the town of Rye and the village of Port Chester,' in regard to the receiver's bond, salary and expenses and the appointment of a deputy receiver." (No. 948, Senate reprint No. 853, Int. No. 685.)

"An act to reappropriate certain unexpended balances of former appropriations." (No. 725, Senate reprint No. 638, Int. No. 649.)

"An act to amend the Code of Civil Procedure, relative to compulsory accountings in equity actions." (No. 22, Senate reprint No. 788, Int. No. 22.)

Ordered, That the Clerk deliver said bills to the Governor.

The bill (No. 1536) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property" (Int. No. 469), having been announced for a third reading,

Mr. Palmer moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 2, line 8, after the word "person" insert the words "having passed into the hands of an innocent purchaser or grantee for value."

Pending the question on Mr. Palmer's amendment.

Mr. McNair offered for the consideration of the House a resolution, in the words following:

Whereas, This Assembly has heard with profound sorrow of the sudden death of Senator Lester H. Humphrey, of the Forty-sixth Senatorial District, which occurred at his Albany residence this morning. For seven years Senator Humphrey has borne a conspicuous and honorable part in the deliberations of the State Senate. During that time he has had the absolute confidence and esteem of all of his associates in the public service and his untimely death comes as a personal affliction to them. His sound judgment and wise counsel have been prized here as they were among his business associates and fellow citizens at his home, and his personal qualities were of that lovable nature which wins the warmest attachment. We extend to his sadly bereaved widow and children the tenderest sympathy and mourn with them our personal loss, and also the loss to the State of an able, conscientious legislator.

Resolved, That the Speaker appoint a committee of seven in behalf of the Assembly, to attend the funeral to be held at the late Senator Humphrey's home, in the village of Warsaw, Wednesday morning.

Resolved, That out of respect to the memory of the late Senator Humphrey, this House do now adjourn.

Mr. Kelsey—Mr. Speaker, in the public service of the State—the military branch of it—the fitting epitaph for a soldier is that he died upon the battlefield. In the civil service the same qualities are desired. In this incident, indeed, the Senator who has fallen has done his duty as faithfully as if he were on the battlefield. He was particularly fitted by experience for public life. He had the opportunity for seven years to display his qualities as a public man, and as the resolution states he has been one of the active and foremost men in the Senate. His relations to his constituency were such that apparently that service might be indefinitely extended. His nature was one of the kindest and finest it has been my fortune to meet. I have been his personal friend and companion in the Legislature during the time of his service, and when such a nature, with a life of such usefulness, is so suddenly terminated, it is a shock that is severe to his friends and his party. It seems to me that the resolutions are as just as any tribute that I could pay. I do not feel equal to pay the full tribute to the memory of my friend, but I second the adoption of the resolutions.

Mr. Palmer—This is again an occasion on which we are asked to stop and pay our expressions of the sympathies we have, in the progress of this session, to a friend upon the battlefield—upon the political battlefield, as we say—a friend associated with us in formulating the policy of the State and enacting legislation for the State. We are called upon, I say, in these activities, again so soon after we have received a similar shock in this House to pass resolutions of respect and second resolutions of respect. It has been my good fortune to know the distinguished Senator who recently passed away, for seven years, and in connection with every other member around this circle and in the other House, without effort we pay a feeling tribute at least at this time to the distinguished merit of he who has passed away so recently. It is my province to say that in him we found a friend, in him we saw a man—a man whose example was worthy of emulation; and I feel like my friend, in saying and repeating that his was an honest heart;

his work he met faithfully and well. I desire to second the resolutions.

Mr. Speaker put the question whether the House would agree to said resolutions, and it was determined in the affirmative unanimously by a rising vote.

Whereupon, at 10 o'clock p. m., the House, in pursuance of said resolutions, adjourned.

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TUESDAY, MARCH 18, 1892.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Olin Burr Coit, Potsdam, N. Y.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Burns—Mr. Speaker, I rise to a question of personal privilege. I understand that last Thursday Mr. Ulmann moved to discharge the committee on affairs of cities from further consideration of the Three Platoon Bill. Now, I was not here last Thursday, Mr. Speaker, and I was recorded in the negative—if here I would certainly have voted to discharge the committee because I was in favor from the start of the bill and I would certainly vote for the discharge of the committee. I ask, Mr. Speaker, that I be so recorded on the journal.

Mr. Speaker—The statement of the gentleman will be noted. The gentleman from New York, Mr. Burke.

Mr. Burke—I rise to a question of personal privilege. On last Thursday morning, immediately after the session convened, Mr. McAdam and myself went to the Secretary of State's office on business of immediate importance. During our absence Mr. Ulmann moved to discharge the committee on affairs of cities from consideration of this bill. I wish to state that if Mr. McAdam and myself were here we would have voted in the affirmative.

Mr. Speaker—The gentleman from New York, Mr. McAdam, will have to make his own statement.



Mr. McAdam—I rise to a question of personal privilege. My position is identical with that of Mr. Burke. If I had been here I would certainly have voted in the affirmative.

Mr. Speaker—It is so entered on the journal.

Mr. Neville—I notice that in one of the New York papers I am quoted here as a “dodger” on the Three Platoon Bill motion by the gentleman from the 24th. I was here in my place and I voted, no—not as a dodger, for the reason that I thought from the statement of Mr. Kelsey, the chairman of that committee, the committee itself would act on that, and for that reason I voted no; but as the committee has seen fit not to give any report, I now would like to change my vote to aye.

Mr. McKeown—I submit that if the record shows that these men are recorded when they were absent that it ought to be stopped.

Mr. Speaker—The only gentleman who is recorded at all that claims to have voted is the gentleman from New York, Mr. Burke—the others are not recorded.

Mr. McKeown—Well, they are not recorded as voting in the negative.

Mr. Speaker—Not recorded at all; they were not here and not recorded.

Mr. McKeown—Now, Mr. Speaker, it is very evident that some one from outside the House has issued a false statement of our record—it is not the record of this House, and therefore we ought to take no cognizance of it. We cannot take a record of an individual or a newspaper; we take the record of this House. I suggest that apologies are unnecessary under the circumstances.

Mr. Speaker—The record does not show any gentleman who has risen to a question of personal privilege being recorded except the gentleman from New York, Mr. Burke. The Chair will admit that it is possible, of course, for the desk to make an error—and yet, at the same time, if the members will answer to their names upon a roll-call when their names are called, no question of this kind will arise.

Every member has the right to inquire how he is recorded upon any bill, and he is more or less to blame himself if the proper record is not made.

Mr. Burnett introduced a bill entitled "An act to amend the Insanity Law, relating to sales of unclaimed personal property belonging to deceased or discharged patients of State hospitals" (Int. No. 1276), which was read the first time and referred to the committee on general laws.

Mr. G. Davis introduced a bill entitled "An act to transfer to the city of New York the normal and training school in the borough of Queens, city of New York, formerly in the village of Jamaica and county of Queens" (Int. No. 1277), which was read the first time and referred to the committee on ways and means.

Mr. Kelsey introduced a bill entitled "An act to release to Mary Chapman and Charles Weldon all the right, title and interest of the people of the State of New York in and to certain real estate in the town of York, county of Livingston and State of New York" (Int. No. 1278), which was read the first time and referred to the committee on ways and means.

Mr. Orr introduced a bill entitled "An act authorizing the city of Newburgh, N. Y., to remove certain rails heretofore laid down by the Newburgh Electric Railway Company on the street known as Broadway in said city, and to replace the same with other than center-bearing rails, at the expense of the said railway Company, and to enter into an agreement with said Company, its successors or assigns, in regard to the paving of streets in said city" (Int. No. 1279), which was read the first time and referred to the committee on affairs of cities.

Mr. Phillips introduced a bill entitled "An act to amend the County Law, relative to the fixing of salaries and compensation of county treasurers, district attorneys and superintendents of the poor, and the pay of the clerks, assistants and employees in such offices" (Int. No. 1280), which was read the first time and referred to the committee on internal affairs.

Mr. Seymour introduced a bill entitled "An act to authorize a further appropriation to the New York Zoological Society, for

the support of the New York Aquarium" (Int. No. 1281), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to extend the jurisdiction of the park board of the city of New York to the preservation, planting and cultivation of trees and vegetation in the streets thereof for the purpose of improving the public health" (Int. No. 1282), which was read the first time and referred to the committee on affairs of cities.

Mr. Dickey introduced a bill entitled "An act to provide for the summary investigation of the accounts of town and county officers" (Int. No. 1283), which was read the first time and referred to the committee on internal affairs.

Mr. Wolf introduced a bill entitled "An act to provide for double pay for work performed on Sundays and holidays in cities of the first class" (Int. No. 1284), which was read the first time and referred to the committee on affairs of cities.

Mr. Patchin introduced a bill entitled "An act to amend chapter 58 of the Laws of 1890, entitled 'An act to incorporate the city of Corning,' relative to the amount to be raised by tax by the common council of said city" (Int. No. 1285), which was read the first time and referred to the committee on rules.

Mr. Dickey introduced a bill entitled "An act to make the office of supervisor of the county of Rockland a salaried office" (Int. No. 1286), which was read the first time and referred to the committee on internal affairs.

Mr. Cowan introduced a bill entitled "An act to authorize the board of trustees of the village of Margaretville, Delaware county, to make certain improvements in relation to the stream in such village known as Bull Run, in order to prevent the overflow of the same" (Int. No. 1287), which was read the first time and referred to the committee on rules.

By unanimous consent,

Mr. Hooker introduced a bill entitled "An act to amend chapter 195 of the Laws of 1884, entitled 'An act to amend chapter 140 of the Laws of 1853, entitled "An act to consolidate and

amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village," and the several acts amendatory thereof" (Int. No. 1288), which was read the first time and referred to the committee on rules.

By unanimous consent,

Mr. Hammond introduced a bill entitled "An act to authorize the city of Syracuse to borrow money by issue of bonds for erection and completion of schoolhouses, the construction of additions to schoolhouses and the purchasing of land for school purposes" (Int. No. 1289), which was read the first time and referred to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on third reading immediately:

"An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property." (No. 1536, Int. No. 469.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations." (No. 1503, Int. No. 208.)

"An act to amend the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages." (No. 1508, Int. No. 918.)

"An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' in relation to the publication or service of notice in condemnation proceedings." (No. 1543, Int. No. 866.)

"An act to amend the General City Law, in respect to notice of hearing to be given by the mayor on bills." (No. 1541, Int. No. 593.)

"An act to amend the Greater New York Charter, in relation to the salaries of the clerk and deputy clerk of the Courts of Special Sessions for the first division." (No. 1542, Int. No. 833.)



"An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse." (No. 1462, Int. No. 246.)

"An act to amend the Indian Law, relating to the sale of gypsum, sand and gravel." (No. 1460, Int. No. 168.)

"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relative to arrears of taxes and assessments, annual city budgets and official newspapers." (No. 1501, Int. No. 862.)

"An act to amend the Greater New York Charter, relative to the department of docks and ferries." (No. 1502, Int. No. 960.)

Senate, "An act to amend the Town Law in relation to the compensation of town officers." (No. 589, Rec. No. 158.)

"An act to amend the Public Health Law, relating to penalties for practicing veterinary medicine and surgery without a license." (No. 1401, Int. No. 254.)

"An act to amend the County Law, in relation to the salary of the county judge of Suffolk county." (No. 1407, Int. No. 957.)

"An act to amend the charter of the city of Rensselaer, in relation to the collection of certain assessments, etc." (No. 1409, Int. No. 1019.)

"An act authorizing the comptroller of the city of New York to audit and allow, and in his discretion to pay to certain persons, compensation for services actually rendered to the city of New York as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, eleventh judicial district, in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the positions of interpreters and attendants in said court." (No. 1405, Int. No. 391.)

"An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties." (No. 1427, Int. No. 958.)

"An act to amend the Code of Civil Procedure, relative to actions for divorce." (No. 1421, Int. No. 627.)

"An act authorizing the construction of retaining walls, sidewalks and curb at the approach to the bridge over the Erie

canal at Fourteenth street, Watervliet, and for the rebuilding of the vertical and slope walls and excavating the channel of Dry river in said city, and making an appropriation therefor." (No. 1419, Int. No. 135.)

"An act to amend chapter 682 of the Laws of 1897, entitled 'An act for licensing and regulating bonds of auctioneers in cities of one million or over,' relative to publication of notices and making of affidavits." (No. 1430, Int. No. 37.)

"An act to amend the Forest, Fish and Game Law relating to black and gray squirrels in Orange county." (No. 1472, Int. No. 994.)

"An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing." (No. 1468, Int. No. 831.)

"An act to amend chapter 182 of the Laws of 1898 relative to the department of public instruction in cities of the second class." (No. 1465, Int. No. 690.)

"An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the first division of the city of New York, and to compensate her for such services." (No. 1388, Int. No. 1068.)

Senate, "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to general provisions as to the village boundaries and the village funds, known as the general fund and the highway fund." (No. 565, Rec. No. 169.)

Senate, "An act amending subdivision 26 of section 56 of the Code of Criminal Procedure, with reference to the jurisdiction of the Courts of Special Sessions, except in the city and county of New York and the city of Albany, with reference to their exclusive jurisdiction in the first instance to hear and determine charges of misdemeanors committed within their respective counties." (No. 381, Rec. No. 75.)

Senate, "An act to amend the Village Law, relating to the extension and diminishing of boundaries." (No. 630, Rec. No. 214.)

Senate, "An act to legalize the incorporation and the acts of the River View Cemetery Association of Clintonville, in the county of Clinton." (No. 606, Rec. No. 162.)

Senate, "An act to amend the Forest, Fish and Game Law, in relation to the taking of deer in the counties of Ulster, Greene, Delaware, Sullivan and Putnam." (No. 858, Rec. No. 262.)

Senate, "An act creating the office of county auditor in the county of Saratoga, providing for the appointment of such an officer and defining his powers and duties." (No. 634, Rec. No. 204.)

Senate, "An act to refund to the First National Bank of Ballston Spa, Saratoga county, certain taxes, erroneously paid by it in the year 1901." (No. 416, Rec. No. 205.)

Senate, "An act in relation to the enforcement and collection of taxes in the county of Oneida." (No. 764, Rec. No. 231.)

Senate, "An act to amend section 17 of the Railroad Law in relation to railroads in foreign countries." (No. 833, Rec. No. 230.)

"An act to incorporate the diocesan missions of Long Island and to define its objects and powers in the missionary work of the Protestant Episcopal church in the diocese of Long Island." (No. 1371, Int. No. 1037.)

"An act to amend section 6 and section 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof.' (No. 1528, Int. No. 1148.)

"An act to provide for a public wharf or dock in the village of Port Chester." (No. 1524, Int. No. 1144.)

“An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000.” (No. 1400, Int. No. 1130.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of special orders on third reading heretofore reported:

“An act to amend chapter 115 of the Laws of 1898, entitled ‘An act to provide for the improvement of the public highways’ and the several acts amendatory thereof, regulating the construction of street surface railroads upon highways improved pursuant to the provisions of said law.” (No. 1573, Int. No. 1179.)

“An act to authorize the appointment of a commission to inquire into the delays and expenses in the administration of justice in the counties of New York and Kings in the first and second judicial districts of the State of New York, and to suggest legislation thereon.” (No. 1394, Int. No. 1074.)

“An act to amend chapter 143 of the Laws of 1892, entitled ‘An act to incorporate the city of Niagara Falls,’ by establishing in said city a firemen’s relief and pension fund.” (No. 1557, Int. No. 766.)

“An act to amend the Town Law, relating to reports by town officers that disburse public moneys.” (No. 1485, Int. No. 1116.)

“An act to amend the Highway Law, relative to reports of the commissioner of highways.” (No. 1486, Int. No. 1117.)

“An act to amend chapter 694 of the Laws of 1901, entitled ‘An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville,’ by increasing the amount of said appropriation.” (No. 1504, Int. No. 291.)

“An act to amend the Forest, Fish and Game Law, relative to taking of shellfish on beds of natural growth.” (No. 1548, Int. No. 1159.)



"An act to amend the Tax Law, relating to statement and payment of taxes." (No. 1527, Int. No. 1147.)

Senate, "An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the election and appointment of city and ward officers." (No. 900, Rec. No. 296.)

Senate, "An act to amend chapter 117 of the Laws of 1843, entitled 'An act to incorporate the American Baptist Home Mission Society,' relating to the powers of such society." (No. 844, Rec. No. 274.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Adler, Int. No. 41, entitled "An act to amend the Penal Code, in relation to the sale or delivery of uncooked flesh foods on Sunday" (No. 41), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Hammond, Int. No. 1249, entitled "An act relative to the improvement of Onondaga creek by the city of Syracuse" (No. 1708), reported in favor of the passage of the same with the following amendments:

Page 1, line 7, after the word "proper" insert the word "be."

Page 2, line 26, after the word "thereof" strike out the period and insert a semi-colon, and the words "nor shall anything herein contained be construed as in any manner constituting an admission by or as imposing upon said city any responsibility or liability whatever for any loss or damage heretofore or hereafter sustained by anyone by reason of the flooding or overflowing of said creek."

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Kelsey, Int. No. 765, entitled "An act making an appropriation for Craig Colony for Epileptics" (No. 1433), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

Page 3, line 4, insert at end of line the words: "The following sums or balances thereof remaining unexpended, appropriated by chapter three hundred and thirty of the laws of nineteen hundred and one, to the uses of Craig colony for epileptics, are hereby reappropriated: for additional dormitories, ninety thousand dollars; furnishing cottages and dormitories, ten thousand dollars; four cottages for employees, four thousand dollars; water and sewerage connections between new buildings and mains, one thousand five hundred dollars."

Same page, line 6, after the word "act" insert the words "including work under reappropriations."

Same page, lines 6 and 7, strike out the words "subject only to the approval of the board of managers and the governor" and insert the words "and approved as provided by law."

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill introduced by Mr. White, Rec. No. 91, entitled "An act to amend chapter 509 of the Laws of 1892, entitled 'An act to provide for the police pension fund for the Syracuse police force'" (No. 315), reported in favor of the passage of the same with the following amendments:

Page 1, strike out lines 8, 9 and 10.

Page 2, strike out lines 1 and 2.

Same page, line 3, strike out the figure "3" and insert the figure "2."

Same page, line 14, strike out the figure "4" and insert the figure "3."

Same page, line 16, strike out the figure "5" and insert the figure "4."

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act conferring jurisdiction upon and authorizing the Court of Claims to hear, audit and determine the alleged claim of Mary McAleer and make an award to her for damages on said alleged claim." (No. 1202, Int. No. 952.)

"An act to amend the Labor Law, relating to the definition of a factory." (No. 513, Int. No. 459.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Co., against the State for damages alleged to have been sustained by the said S. F. Hess & Co., and to render judgment therefor." (No. 588, Int. No. 527.)

"An act to amend the Greater New York Charter, relative to assessments by the board of assessors." (No. 1517, Int. No. 1137.)

"An act making an appropriation for the Adjutant-General to enable him to replace State property destroyed by fire in the Seventy-first Regiment Armory." (No. 1533, Int. No. 1153.)

"An act to amend the Greater New York Charter, in relation to the absence of the police force without leave." (No. 1547, Int. No. 1158.)

"An act to authorize the sale of certain real property, in the village of Sandy Hill, Washington county, New York, devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives." (No. 1447, Int. No. 1095.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing land as a site on which to erect a quarantine hospital." (No. 1251, Int. No. 983.)

"An act to repeal chapter 77 of the Laws of 1898, entitled 'An act to legalize the division into election districts of the town of West Turin in Lewis county.'" (No. 1180, Int. No. 938.)

"An act to amend the Greater New York Charter, relative to department of water supply, gas and electricity." (No. 1568, Int. No. 1174.)

"An act to relieve the law department of the city of New York from paying fees to city, county or other officers." (No. 1530, Int. No. 1150.)

"An act to amend the Tax Law in relation to taxable transfers of property." (No. 764, Int. No. 660.)

"An act to provide for a public wharf or dock in the village of Port Chester." (No. 1524, Int. No. 1144.)

"An act to incorporate the Brooklyn Masonic Guild." (No. 1680, Int. No. 1059.)

Ordered, That said bills be engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1528) entitled "An act to amend section 6 and section 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof'" (Int. No. 1148), reported the same with the following recommendations:

Page 2, line 3, strike out the word "for."

Same page, line 5, after the word "providing" insert the word "means."

Page 3, line 6, after the word "the" where it appears the first time, insert the word "tax."

Amend the title to read as follows: "An act to amend section 6 and section 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof,' relative to manner of raising funds to defray the expenses of said improvement.

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.



Mr. Gardiner, from the committee on revision, to which was referred the bill (No. 1383) entitled "An act to amend the Highway Law, relating to bridges" (Int. No. 1063), reported the same with the following recommendations:

Page 1, line 2, after the word "entitled" insert the following: "An act in relation to highways, constituting chapter nineteen of the general laws."

Same page, line 3, strike out the words "the highway law."

Same page, line 4, after the word "ninety-five" strike out the quotation marks.

RICHARD GARDINER,  
*Chairman.*

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families." (No. 936, Int. No. 492.)

"An act to amend the Town Law, relative to place of holding meetings of the town board and board of health in certain towns." (No. 1484, Int. No. 1115.)

"An act to amend the Code of Civil Procedure by inserting therein a new section relating to actions to recover damages for personal injuries against two or more defendants." (No. 1075, Int. No. 873.)

"An act to amend section 1338 of the Code of Civil Procedure, relative to presumptions on an appeal to the Court of Appeals." (No. 493, Int. No. 444.)

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed, the following entitled bills:

"An act to amend the Forest, Fish and Game Law, in relation to taking fish through the ice with set lines in certain waters of this State." (No. 1122, Int. No. 899.)

"An act to authorize the village of Canisteo, in Steuben county, to borrow money and issue bonds, for the purpose of

repairing the old, and building new piling and embankments along Bennett's creek, in said village and pay the indebtedness incurred by virtue of the quarantine of smallpox patients in said village." (No. 1452, Int. No. 1100.)

"An act to amend section 1 of chapter 733 of the Laws of 1897, entitled 'An act to establish the office of deputy treasurer in the city of Utica, providing for the appointment of such officer and defining his rights and duties.'" (No. 1386, Int. No. 1066.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York." (No. 1059, Int. No. 856.)

"An act to amend the Tax Law, in relation to the time of making assessment." (No. 1295, Int. No. 1008.)

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon." (No. 1312, Int. No. 673.)

"An act to provide for the holding of town meetings and elections in the county of Montgomery." (No. 1396, Int. No. 1076.)

"An act to provide for the holding of town meetings and elections in counties of the State having a certain population." (No. 1393, Int. No. 1073.)

"An act concerning the settlement and collection of the arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900." (No. 1363, Int. No. 1049.)

"An act authorizing the town board of the town of Wilna, county of Jefferson, to divide such town into election districts." (No. 1446, Int. No. 1094.)

“An act to amend chapter 696 of the Laws of 1887, entitled ‘An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,’ and the acts amendatory thereof.” (No. 1490, Int. No. 1121.)

“An act authorizing boards of supervisors to establish county schools of argiculture and domestic economy.” (No. 1389, Int. No. 1069.)

“An act to amend the Greater New York Charter, relative to the department of docks and ferries.” (No. 631, Int. No. 561.)

“An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers.” (No. 1412, Int. No. 1082.)

“An act to authorize the board of park commissioners of the city of Yonkers to acquire additional lands for and otherwise improve Irving park in the city of Yonkers and to provide for the payment thereof by the issue of bonds.” (No. 1384, Int. No. 1064.)

“An act to authorize the city of Yonkers to excavate, grade, erect the foundation walls and construct proper approaches and otherwise prepare the site selected in Washington park for the public library and to issue bonds therefor.” (No. 1385, Int. No. 1065.)

“An act to amend chapter 143 of the Laws of 1892, entitled ‘An act to incorporate the city of Niagara Falls,’ by establishing in said city a firemen’s relief and pension fund.” (No. 1557, Int. No. 766.)

“An act to extend the charter of the president and directors of the Manhattan Company, created by an act passed April 2, 1799.” (No. 1033, Int. No. 850.)

“An act to incorporate The Barbers’ Society of the State of New York.” (No. 1556, Int. No. 373.)

“An act to make the office of sheriff of Monroe county a salaried office in part, and regulating the management of said office.” (No. 1559, Int. No. 984.)

"An act to amend section 1774 of the Code of Civil Procedure, relating to the judgment in certain matrimonial actions." (No. 1583, Rec. No. 98.)

"An act authorizing the Comptroller of the city of New York to audit and allow, and authorizing the comptroller of such city to pay to John E. Braun compensation for services rendered by him as interpreter in the Magistrates' Court in such city." (No. 1579, Int. No. 932.)

"An act to amend the Business Corporations Law, relating to service of process on such corporations and directors' meetings, and offices without the State." (No. 1578, Int. No. 923.)

"An act to amend the Highway Law, compelling the opening of obstructed highways." (No. 1580, Int. No. 961.)

"An act to amend the Code of Civil Procedure relative to the allowance of costs and disbursements to a guardian ad litem of an infant defendant, or to the attorneys for said guardian in certain actions." (No. 1575, Int. No. 461.)

"An act to amend the Forest, Fish and Game Law relative to the seizure and destruction of illegal devices for fishing." (No. 1577, Int. No. 904.)

"An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' relative to the compensation of said commissioners and their continuation in office." (No. 1581, Int. No. 1010.)

"An act to amend the Forest, Fish and Game Law in relation to the taking of hares and rabbits." (No. 1576, Int. No. 602.)

"An act to amend chapter 128 of the Laws of 1888, entitled 'An act to extend and define the powers of the trustees of Hamilton College in regard to the investment of its funds.'" (No. 1410, Int. No. 1080.)

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 654) entitled "An act



to amend subdivision 10 of section 4 of chapter 39 of the general laws, known as the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages " (Int. No. 284), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Rogers, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on rules.

Mr. Speaker announced the special order, being the bill (No. 1536) entitled "An act to amend section 1251 of the Code of Civil Procedure, relative to the lien or charge of a judgment upon real property " (Int. No. 469), having been announced for a third reading.

Mr. Speaker announced the pending question to be on the motion of Mr. Palmer, that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }  
{ NOES 23 }

Those who voted in the affirmative, were

Ahern	Darrison	Hughes	O'Brien	Ruehl
Allen F E	Davis G	Kelsey	Orr	Salyerds
Ash	Dickinson	Knipp	Outterson	Schneider
Bennet	Doughty	Landon	Oxford	Seymour
Blackwell	Duross	Langhorst	Patchin	Sherer
Bradley	Dusinbery	Leggett	Pendry	Smith C W

Brooks	Fancher	Lewis	Phillips	Smith G H
Burnett	Finch	Mansfield	Phipps	Smith J E
Burns	Fisher	McAdam	Plank	Snyder
Cadin	Fitzgerald	McCullough	Prince	Stevens
Chambers	Fowler	McInerney	Rainey	Stiles
Colby	Fuller	McMillan	Reeve	Townsend
Coon	Gardiner	McNair	Remsen	Traub
Costello	Griffith	Merritt	Reynolds	Wainwright
Cotton	Hanford	Morgan	Robinson	Williams
Coughtry	Hewitt	Newcomb	Rogers	Wilson
Cowan	Hooker	Nye	Ross	

Those who voted in the negative, were

Allen J A	Cook	Duer	Neville	Sloane
Bedell	Dale	Egan	Palmer	Sulzberger
Bourke	Daly	Ferre	Richter	Woody
Burke	Dickey	Meeks	Rider	Wolf
Conkling	Doll	Monroe		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1503) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations." (Int. No. 208.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Haviland	Morgan	Salverds
Adler	Coughtry	Hewitt	Neville	Sanders
Ahern	Dale	Higgins	Newcomb	Schneider
Allds	Daly	Hoadley	O'Brien	Seymour

Allen F E	Day	Hughes	O'Malley	Sherer
Allen J A	Davis G	Keenan	Orr	Sloane
Allston	Dickey	Kelsey	Oxford	Smith C W
Apgar	Dickinson	Knipp	Patchin	Smith G H
Baldwin	Dooling	Lally	Patton	Smith J T
Barrett	Doll	Landon	Phillips	Stevens
Bedell	Doughty	Langhorst	Phipps	Stiles
Blackwell	Duer	Leggett	Plank	Townsend
Bordwell	Dusinbery	Lewis	Platt	Traub
Bourke	Fancher	Mance	Rainey	Treat
Bradley	Finch	Mansfield	Reeve	Ulmann
Brooks	Fitzgerald	McAdam	Reilley	Weber
Burke	Fitzp'ck W P	McCullough	Reynolds	Weekes
Burnett	Fowler	McKeown	Richter	Williams
Cadin	Gardiner	McMillan	Rider	Wilson
Candee	Graeff	McQuade	Rogers	Wolf
Chambers	Griffith	Meeks	Ross	Woody
Conkling	Hanford	Monroe	Ruehl	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1508) entitled "An act to amend the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages." (Int. No. 918.)

Said bill having been announced for a third reading,

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 1543) entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants,' in relation to publication or service of notice in condemnation proceedings." (Int. No. 866.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hewitt	Neville	Ruehl
Adler	Cowan	Hoadley	Nye	Salyerds
Ahern	Dale	Hooker	O'Brien	Scanlon
Allds	Daly	Hughes	Orr	Seymour
Allen J A	Day	Kelsey	Outterson	Sherer
Allston	Davis M	Lally	Palmer	Sloane
Apgar	Dickinson	Landon	Patchin	Smith C W
Ash	Doll	Langhorst	Patton	Smith J E
Barrett	Doughty	Leggett	Pendry	Smith J T
Bedell	Duross	Lewis	Phillips	Snyder
Bennet	Egan	Litthauer	Phipps	Stiles
Bordwell	Ferre	Mansfield	Plank	Sulzberger
Bradley	Finch	Marson	Platt	Traub
Brill	Fisher	McCullough	Rainey	Treat
Burnett	Fitzgerald	McInerney	Reilley	Ulmann
Burns	Fowler	McKeown	Reimsen	Weber
Candee	Gardiner	McNair	Reynolds	Weekes
Chambers	Grady	Meeks	Richter	Williams
Colby	Graeff	Monroe	Robinson	Wolf
Conkling	Hammond	Moran	Rogers	Woody
Coon	Hanford	Morgan	Ross	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1541) entitled "An act to amend the General City Law, in respect to notice of hearing to be given by the mayor on bills." (Int. No. 593.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Monroe	Salyerds
Adler	Cotton	Hanford	Moran	Sanders
Ahern	Coughtry	Hewitt	Morgan	Scanlon
Allds	Dale	Higgins	Newcomb	Seymour
Allen J A	Daly	Hoadley	Nye	Sherer
Apgar	Darrison	Hooker	O'Brien	Sloane
Ash	Day	Hughes	O'Malley	Smith C W
Barrett	Davis M	Keenan	Outterson	Smith G H
Bennet	Dickey	Kelsey	Oxford	Smith J T
Blackwell	Dooling	Lally	Palmer	Snyder
Bordwell	Doughty	Landon	Patton	Stevens
Bourke	Duer	Langhorst	Pendry	Stiles
Brill	Duross	Leggett	Phillips	Sulzberger
Brooks	Egan	Lewis	Phipps	Townsend
Burke	Ferre	Manee	Platt	Treat
Burnett	Finch	Mansfield	Prince	Ulmann
Burns	Fisher	Marson	Rainey	Wainwright
Cadin	Fitzp'ck J H	McAdam	Reeve	Weber
Candee	Fitzp'ck W P	McInerney	Reilley	Weekes
Chambers	Fowler	McKeown	Reynolds	Wilson
Colby	Fuller	McMillan	Richter	Wolf
Conkling	Gardiner	McNair	Robinson	Woody
Cook	Grady	Meeks	Rogers	Yale
Coon	Graeff	Merritt	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order being the bill (No. 1542) entitled "An act to amend the Greater New York Charter, in relation to the salaries of the clerk and deputy clerk of the Courts of Special Sessions for the First Division." (Int. No. 833.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Grady	Monroe	Ruehl
Adler	Coughtry	Griffith	Moran	Salyerds
Allds	Cowan	Hammond	Morgan	Scanlon
Allen F E	Dale	Haviland	Neville	Schneider
Allen J A	Darrison	Hewitt	Newcomb	Seymour
Allston	Davis G	Hoadley	O'Brien	Sherer
Ash	Davis M	Hooker	O'Malley	Smith C W
Baldwin	Dickey	Hughes	Orr	Smith J E
Bedell	Dickinson	Kelsey	Oxford	Smith J T
Bennet	Dooling	Knipp	Palmer	Stevens
Bordwell	Doll	Landon	Patchin	Stiles
Bourke	Doughty	Langhorst	Pendry	Sulzberger
Brill	Duer	Leggett	Phipps	Townsend
Brooks	Duross	Lewis	Plank	Traub
Burke	Dusinbery	Litthauer	Platt	Treat
Burnett	Egan	Manee	Prince	Ulmann
Burns	Fancher	Marson	Reeve	Wainwright
Cadin	Ferre	McAdam	Reilley	Weekes
Candee	Finch	McCullough	Remsen	Williams
Chambers	Fitzgerald	McInerney	Richter	Wilson
Conkling	Fitzp'ck J H	McKeown	Rider	Wolf
Cook	Fitzp'ck W P	McNair	Robinson	Woody
Coon	Fowler	McQuade	Rogers	Yale
Costello	Fuller	Meeks	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1462) entitled "An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse." (Int. No. 246.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 110 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	Monroe	Rogers
Adler	Dale	Griffith	Morgan	Ross
Ahern	Daly	Hammond	Neville	Ruehl
Allen F E	Darrison	Haviland	Newcomb	Sanders
Allen J A	Day	Higgins	Nye	Scanlon
Apgar	Davis M	Hoadley	O'Malley	Seymour
Ash	Dickinson	Hughes	Orr	Sherer
Barrett	Dooling	Kelsey	Oxford	Smith C W
Bedell	Doll	Knipp	Palmer	Smith G H
Blackwell	Doughty	Lally	Patchin	Smith J T
Bordwell	Duross	Langhorst	Patton	Snyder
Bradley	Dusinbery	Leggett	Pendry	Stevens
Brill	Egan	Lewis	Phillips	Sulzberger
Burke	Fancher	Litthauer	Phipps	Townsend
Burns	Finch	Mansfield	Platt	Treat
Cadin	Fisher	Marson	Prince	Ulmann
Chambers	Fitzgerald	McCullough	Rainey	Weber
Colby	Fitzp'ck J H	McKeown	Reilley	Williams
Conkling	Fitzp'ck W P	McMillan	Remsen	Wilson
Coon	Fowler	McNair	Reynolds	Wolf
Costello	Fuller	McQuade	Richter	Woody
Cotton	Gardiner	Merritt	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1460) entitled "An act to amend the Indian Law, relating to the sale of gypsum, sand and gravel." (Int. No. 168.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Merritt	Ruehl
Ahern	Cotton	Hanford	Monroe	Sanders
Allds	Coughtry	Haviland	Moran	Scanlon
Allen F E	Cowan	Hewitt	Morgan	Schneider
Allen J A	Daly	Higgins	Newcomb	Seymour
Allston	Day	Hoadley	Nye	Sherer
Ash	Davis G	Hooker	O'Malley	Sloane
Baldwin	Davis M	Keenan	Orr	Smith G H
Barrett	Dickinson	Kelsey	Outterson	Smith J E
Bedell	Dooling	Lally	Oxford	Snyder
Bennet	Doughty	Langhorst	Palmer	Stevens
Blackwell	Duer	Leggett	Patton	Stiles
Bordwell	Dusinbery	Lewis	Pendry	Sulzberger
Bradley	Egan	Litthauer	Phillips	Traub
Brill	Ferre	Mansfield	Phipps	Treat
Brooks	Finch	McAdam	Plank	Ulmann
Burke	Fisher	McCullough	Prince	Weber
Burns	Fitzp'ck J H	McInerney	Rainey	Weekes
Candee	Fitzp'ck W P	McKeown	Reiley	Williams
Chambers	Fowler	McMillan	Reynolds	Wolf
Conkling	Fuller	McNair	Richter	Woody
Cook	Gardiner	McQuade	Robinson	Yale
Coon	Graeff	Meeks	Rogers	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1501) entitled "An act to amend chapter 182 of the Laws of 1892 entitled 'An act to incorporate the city of Mount Vernon,' relative to arrears of taxes and assessments, annual city budgets and official newspapers." (Int. No. 862.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hanford	Morgan	Ross
Adler	Darrison	Haviland	Newcomb	Ruehl
Ahern	Day	Hewitt	Nye	Sanders
Allen F E	Davis G	Higgins	O'Brien	Scanlon
Allen J A	Davis M	Hooker	Orr	Seymour
Allston	Dickinson	Keenan	Outterson	Sherer
Ash	Dooling	Kelsey	Palmer	Sloane
Baldwin	Doll	Knipp	Patchin	Smith C W
Bedell	Doughty	Landon	Patton	Smith G H
Bennet	Duer	Langhorst	Pendry	Smith J T
Bourke	Duross	Leggett	Phillips	Snyder
Brill	Dusinbery	Lewis	Phipps	Stiles
Brooks	Fancher	Manee	Plank	Sulzberger
Burke	Ferre	Mansfield	Platt	Townsend
Burns	Finch	McAdam	Prince	Traub
Candee	Fisher	McCullough	Rainey	Ulmann
Chambers	Fitzp'ck J H	McInerney	Reeve	Wainwright
Colby	Fitzp'ck W P	McMillan	Reilley	Weber
Cook	Fowler	McNair	Remsen	Williams
Coon	Fuller	McQuade	Reynolds	Wilson
Cotton	Grady	Meeks	Rider	Wolf
Coughtry	Graeff	Monroe	Robinson	Woody
Dale	Griffith	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1502) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries" (Int. No. 960), having been announced for a third reading,

Mr. Duross moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 4, line 13, after the figures "861" insert the underscored words "Every boat carrying sand, building or paving materials exclusively, and."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered re-printed and placed on the order of third reading.

Mr. Speaker announced the special order, being the Senate bill (No. 589, Assembly reprint No. 1399) entitled "An act to amend the Town Law, in relation to the compensation of town officers." (Rec. No. 158.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 101}  
{NOES 00}

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Moran	Ruehl
Adler	Dale	Haviland	Morgan	Sanders
Ahern	Daly	Higgins	Newcomb	Schneider
Allen F E	Darrison	Hoadley	O'Brien	Seymour
Allston	Day	Hooker	Orr	Sloane
Apgar	Davis G	Hughes	Outterson	Smith C W
Baldwin	Dickey	Kelsey	Palmer	Smith G H
Bedell	Dooling	Knipp	Patton	Smith J E
Blackwell	Doughty	Lally	Pendry	Snyder
Bordwell	Duer	Langhorst	Phillips	Stevens
Bourke	Dusinbery	Leggett	Phipps	Sulzberger
Bradley	Fancher	Lewis	Platt	Traub
Brooks	Fisher	Litthauer	Prince	Treat
Burke	Fitzgerald	Mansfield	Reeve	Ulmann
Burns	Fitzp'ck W P	McAdam	Reilley	Weber
Cadin	Fuller	McCullough	Remsen	Weekes
Chambers	Gardiner	McKeown	Reynolds	Williams
Colby	Grady	McNair	Rider	Wilson
Cook	Griffith	McQuade	Rogers	Woody
Costello	Hammond	Merritt	Ross	Yale
Coughtry				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1401) entitled "An act to amend the Public Health Law, relating to penalties for practicing veterinary medicine and surgery without a license." (Int. No. 254.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Gardiner	McQuade	Rogers
Adler	Coon	Grady	Meeks	Ross
Ahern	Costello	Griffith	Merritt	Ruehl
Allds	Cotton	Hammond	Monroe	Salyerds
Allen J A	Coughtry	Hanford	Morgan	Sanders
Allston	Cowan	Haviland	Neville	Scanlon
Apgar	Dale	Hewitt	Newcomb	Schneider
Baldwin	Daly	Higgins	O'Brien	Seymour
Barrett	Darrison	Hoadley	O'Malley	Sloane
Bedell	Davis G	Hughes	Orr	Smith C W
Bennet	Davis M	Keenan	Oxford	Smith G H
Blackwell	Dickey	Knipp	Palmer	Smith J E
Bordwell	Dickinson	Landon	Patchin	Snyder
Bourke	Doll	Langhorst	Pendry	Stevens
Bradley	Doughty	Leggett	Phillips	Stiles
Brill	Duer	Lewis	Phipps	Townsend
Brooks	Duross	Litthauer	Plank	Traub
Burke	Egan	Manee	Prince	Ulmann
Burnett	Ferre	Mansfield	Rainey	Wainwright
Burns	Finch	McAdam	Reeve	Weekes
Cadin	Fisher	McCullough	Remsen	Williams
Candee	Fitzp'ck W P	McInerney	Reynolds	Wolf
Chambers	Fowler	McKeown	Richter	Woody
Colby	Fuller	McMillan	Rider	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1407) entitled "An act to amend the County Law, in relation to the salary of the county judge of Suffolk county." (Int. No. 957.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hewitt	Moran	Sanders
Adler	Darrison	Higgins	Neville	Scanlon
Ahern	Day	Hooker	Newcomb	Schneider
Allen F E	Davis M	Hughes	O'Brien	Scymour
Allston	Dickey	Keenan	Orr	Sloane
Ash	Dooling	Knipp	Outterson	Smith C W
Baldwin	Doll	Lally	Palmer	Smith J E
Bedell	Duer	Landon	Patchin	Smith J T
Bennet	Duross	Langhorst	Patton	Snyder
Bordwell	Dusinbery	Leggett	Phillips	Stiles
Bradley	Egan	Lewis	Phipps	Sulzberger
Brill	Fancher	Litthauer	Plank	Traub
Burke	Ferre	Manee	Platt	Treat
Burnett	Fisher	Marson	Prince	Ulmann
Candee	Fitzp'ck J H	McAdam	Reeve	Wainwright
Chambers	Fitzp'ck W P	McInerney	Reilley	Weber
Conkling	Fuller	McKeown	Reynolds	Williams
Cook	Gardiner	McMillan	Richter	Wilson
Costello	Graeff	McQuade	Robinson	Wolf
Coughtry	Hammond	Merritt	Ross	Yale
Cowan	Hanford	Monroe	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1409) entitled "An act to amend the charter of the city of Rens-



selaer, in relation to the collection of certain assessments, etc." (Int. No. 1019.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Newcomb	Schneider
Adler	Daly	Hooker	O'Brien	Seymour
Ahern	Darrison	Hughes	O'Malley	Sherer
Allen F E	Day	Keenan	Otterson	Sloane
Apgar	Davis M	Knipp	Oxford	Smith C W
Baldwin	Dickey	Landon	Patchin	Smith G H
Barrett	Dickinson	Langhorst	Patton	Smith J E
Bennet	Doll	Leggett	Phillips	Smith J T
Bordwell	Duer	Lewis	Plank	Snyder
Bradley	Dusinbery	Litthauer	Platt	Stevens
Brooks	Egan	Manee	Rainey	Sulzberger
Burke	Finch	Mansfield	Reeve	Townsend
Burnett	Fisher	McAdam	Reilley	Traub
Burns	Fitzp'ek J H	McCullough	Remsen	Ulmann
Candee	Fitzp'ek W P	McInerney	Richter	Wainwright
Chambers	Fowler	McMillan	Robinson	Weber
Conkling	Gardiner	McQuade	Rogers	Weekes
Cook	Grady	Merritt	Ruehl	Williams
Costello	Griffith	Monroe	Salyerds	Wolf
Cotton	Hammond	Morgan	Sanders	Woody
Coughtry	Haviland	Neville	Scanlon	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1405) entitled "An act authorizing the comptroller of the city of New York to audit and allow, and in his discretion to pay certain persons, compensation for services actually rendered to the city

of New York, as interpreter and attendant in the Municipal Court of the city of New York, borough of Manhattan, Eleventh Judicial District, in the years 1899 and 1900 prior to the classification and preparation of municipal civil service eligible lists for the positions of interpreters and attendants in said court." (Int. No. 391.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 101 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Davis M	Keenan	O'Brien	Scanlon
Adler	Dickinson	Knipp	O'Malley	Schneider
Ahern	Doll	Lally	Outterson	Seymour
Allen F E	Doughty	Langhorst	Oxford	Sherer
Ahern	Duer	Leggett	Patchin	Smith C W
Ash	Dusinbery	Lewis	Patton	Smith G H
Bedell	Egan	Litthauer	Pendry	Smith J T
Bennet	Ferre	Mansfield	Phillips	Snyder
Bordwell	Fisher	Marson	Plank	Stiles
Brill	Fitzgerald	McCullough	Platt	Sulzberger
Burke	Fitzp'ck W P	McInerney	Rainey	Townsend
Burns	Fowler	McKeown	Reeve	Traub
Cadin	Gardiner	McNair	Reilley	Treat
Chambers	Grady	Meeks	Reynolds	Ulmann
Conkling	Griffith	Merritt	Richter	Weber
Coon	Hanford	Monroe	Rider	Weekes
Costello	Hewitt	Moran	Robinson	Williams
Coughtry	Higgins	Neville	Ross	Wilson
Dale	Hoadley	Newcomb	Ruehl	Wolf
Daly	Hughes	Nye	Salyerds	Yale
Day				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1427), entitled "An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties." (Int. No. 958.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Haviland	Newcomb	Ross
Adler	Darrison	Hewitt	O'Brien	Ruehl
Ahern	Day	Hoadley	O'Malley	Salyerds
Allds	Davis M	Hooker	Orr	Sanders
Allen F E	Dickey	Hughes	Outterson	Schneider
Allston	Dickinson	Keenan	Oxford	Seymour
Apgar	Dooling	Knipp	Palmer	Sherer
Ash	Doll	Lally	Patton	Smith C W
Barrett	Doughty	Landon	Pendry	Smith G H
Bennet	Duross	Leggett	Phillips	Smith J E
Blackwell	Dusinbery	Lewis	Phipps	Snyder
Bourke	Egan	Litthauer	Plank	Stevens
Bradley	Fancher	Manee	Platt	Stiles
Brooks	Ferre	Mansfield	Prince	Sulzberger
Burke	Finch	Marson	Rainey	Townsend
Burns	Fitzgerald	McCullough	Reeve	Treat
Cadin	Fitzp'ck J H	McInerney	Reilley	Ulmann
Chambers	Fitzp'ck W P	McKeown	Remsen	Wainwright
Colby	Fowler	McMillan	Reynolds	Weekes
Cook	Fuller	McQuade	Richter	Williams
Costello	Grady	Meeks	Rider	Wilson
Cotton	Graeff	Monroe	Robinson	Woody
Coughtry	Griffith	Moran	Rogers	Yale
Dale	Hanford	Morgan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1421), entitled "An act to amend the Code of Civil Procedure, relative to actions for divorce." (Int. No. 627.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Cowan	Higgins	O'Brien	Scanlon
Adler	Dale	Hoadley	Orr	Schneider
Allds	Daly	Hughes	Oxford	Sherer
Allen F E	Day	Keenan	Patchin	Sloane
Allston	Davis G	Knipp	Patton	Smith G H
Ash	Davis M	Landon	Pendry	Smith C W
Barrett	Dickinson	Langhorst	Phillips	Smith J E
Bennet	Dooling	Leggett	Phipps	Smith J T
Blackwell	Doughty	Lewis	Plank	Snyder
Bordwell	Duen	Litthauer	Platt	Stevens
Bourke	Duross	Manee	Prince	Stiles
Bradley	Egan	Mansfield	Rainey	Sulzberger
Brooks	Ferre	Marson	Reeve	Townsend
Burke	Fisher	McCullough	Reilley	Traub
Burns	Fitzgerald	McInerney	Reynolds	Ulmann
Cadin	Fitzp'ck W P	McMillan	Richter	Wainwright
Chambers	Fowler	McNair	Rider	Weber
Colby	Fuller	Meeks	Robinson	Weekes
Cook	Grady	Merritt	Rogers	Wilson
Coon	Graeff	Moran	Ross	Wolf
Costello	Griffith	Neville	Ruehl	Woody
Cotton	Hammond	Nye	Sanders	Yale
Coughtry	Haviland			

Those who voted in the negative, were

Finch Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1419), entitled "An act authorizing the construction of retaining



walls, sidewalks and curb at the approach to the bridge over the Erie canal at Fourteenth street, Watervliet, and for the rebuilding of the vertical and slope walls and excavating the channel of Dry river in said city, and making an appropriation therefor." (Int. No. 135.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Newcomb	Salyerds
Ahern	Coughtry	Hewitt	Nye	Sanders
Allds	Cowan	Hoadley	O'Brien	Scanlon
Allen F E	Daly	Hooker	O'Malley	Schneider
Allen J A	Darrison	Keenan	Outterson	Seymour
Allston	Davis G	Kelsey	Oxford	Sherer
Apgar	Davis M	Knipp	Palmer	Smith C W
Ash	Dickey	Lally	Patchin	Smith G H
Baldwin	Dickinson	Langhorst	Patton	Smith J E
Barrett	Dooling	Leggett	Pendry	Smith J T
Bennet	Doll	Lewis	Phillips	Snyder
Blackwell	Duer	Litthauer	Plank	Stiles
Bordwell	Dusinbery	Manee	Platt	Sulzberger
Bourke	Egan	Mansfield	Prince	Townsend
Bradley	Fancher	McAdam	Rainey	Traub
Brill	Ferre	McCullough	Reeve	Treat
Brooks	Fisher	McInerney	Reilly	Ulmann
Burke	Fitzgerald	McKeown	Remsen	Weber
Burns	Fitzp'ck W P	McMillan	Reynolds	Weekes
Cadin	Fowler	McNair	Richter	Williams
Chambers	Gardiner	McQuade	Robinson	Wilson
Colby	Grady	Merritt	Rogers	Wolf
Cook	Graeff	Monroe	Ross	Woody
Coon	Hammond	Moran	Ruehl	Yale
Costello	Hanford	Neville		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1430), entitled "An act to amend chapter 682 of the Laws of 1897, entitled 'An act for licensing and regulating bonds of auctioneers in cities of 1,000,000 or over,' relative to publication of notices and making of affidavits." (Int. No. 37.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES	85 }
{ NOES	19 }

Those who voted in the affirmative, were

Adler	Coughtry	Hammond	O'Malley	Rogers
Allston	Cowan	Hanford	Orr	Ross
Apgar	Darrison	Hewitt	Outtersen	Ruehl
Ash	Dickey	Higgins	Oxford	Salyerds
Bennet	Dickinson	Hooker	Palmer	schneider
Blackwell	Doughty	Hughes	Patchin	Seymour
Bourke	Duross	Keenan	Phillips	Sloane
Brill	Egan	Kelsey	Phipps	Smith G H
Brooks	Fancher	Langhorst	Plauk	Smith J E
Burke	Ferre	Litthauer	Prince	Snyder
Burnett	Fisher	Mansfield	Rainey	Stiles
Burns	Fitzp'ck J H	Marson	Reeve	Townsend
Cadin	Fowler	McAdam	Remsen	Traub
Candee	Gardiner	McCullough	Reynolds	Ulmann
Cook	Grady	McMillan	Richter	Wainwright
Costello	Graeff	McNair	Rider	Weber
Cotton	Griffith	McQuade	Robinson	Williams

Those who voted in the negative, were

Ahern	Daly	Finch	Morgan	Wilson
Allen F E	Davis G	McInerney	Neville	Wolf
Chambers	Duer	McKeown	Sanders	Yale
Colby	Dusinbery	Monroe	Sherer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1472), entitled "An act to amend the Forest, Fish and Game Law relating to black and gray squirrels in Orange county." (Int. No. 994.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Nye	Sanders
Adler	Darrison	Hoadley	O'Brien	Scanlon
Ahern	Day	Hughes	O'Malley	Schneider
Allen F E	Davis M	Kelsey	Outterson	Seymour
Allen J A	Dickey	Knipp	Oxford	Sherer
Apgar	Dickinson	Lally	Palmer	Sloane
Ash	Dooling	Langhorst	Patchin	Smith C W
Barrett	Doll	Leggett	Patton	Smith G H
Bedell	Duer	Lewis	Pendry	Smith J E
Bennet	Duross	Litthauer	Phillips	Smith J T
Blackwell	Dusinbery	Manee	Plank	Stevens
Bourke	Egan	Mansfield	Platt	Stiles
Bradley	Ferre	McAdam	Prince	Sulzberger
Brooks	Finch	McCullough	Rainey	Townsend
Burke	Fisher	McKeown	Reeve	Traub
Burnett	Fitzp'ck J H	McMillan	Reiley	Treat
Burns	Fitzp'ck W P	McNair	Remsen	Ulmann
Candee	Fuller	McQuade	Reynolds	Wainwright
Colby	Gardiner	Meeks	Richter	Weber
Conkling	Graeff	Merritt	Robinson	Weekes
Coon	Griffith	Monroe	Rogers	Wilson
Costello	Hammond	Moran	Ross	Wolf
Coughtry	Haviland	Morgan	Ruehl	Woody
Cowan	Hewitt	Neville	Salyerds	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1468), entitled "An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing." (Int. No. 831.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Moran	Rogers
Adler	Coughtry	Hanford	Morgan	Ruehl
Ahern	Cowan	Hewitt	Neville	Salverds
Allds	Daly	Hoadley	Newcomb	Sanders
Allen F E	Darrison	Hooker	O'Brien	Scanlon
Allen J A	Day	Hughes	O'Malley	Schneider
Allston	Davis M	Keenan	Orr	Seymour
Ash	Dickey	Knipp	Outterson	Sloane
Baldwin	Dooling	Lally	Palmer	Smith C W
Barrett	Doll	Landon	Patchin	Smith G H
Bedell	Doughty	Langhorst	Patton	Smith J T
Bennet	Duer	Leggett	Pendry	Snyder
Blackwell	Duross	Lewis	Phillips	Stevens
Bordwell	Dusinbery	Litthauer	Phipps	Sulzberger
Bradley	Egan	Manee	Plank	Townsend
Brill	Fancher	Mansfield	Platt	Traub
Brooks	Ferre	McAdam	Prince	Treat
Burke	Finch	McCullough	Rainey	Wainwright
Burnett	Fisher	McInerney	Reeve	Weber
Burns	Fitzgerald	McKeown	Reilly	Weekes
Cadin	Fitzp'ck J H	McMillan	Remsen	Williams
Candee	Fitzp'ck W P	McNair	Reynolds	Wilson
Chambers	Fowler	McQuade	Richter	Wolf
Conkling	Gardiner	Merritt	Rider	Woody
Cook	Grady	Monroe	Robinson	Yale
Coon	Griffith			



Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1465), entitled "An act to amend chapter 182 of the Laws of 1898, relative to the Department of Public Instruction in cities of the second class" (Int. No. 690), having been announced for a third reading,

Mr. Palmer—I desire to move to strike this bill from the calendar. My motion is predicated upon the fact that a portion of new matter in the bill is underscored and the balance of it beginning in nearly the center of page two is not underscored.

Mr. Speaker—Will the gentleman from Schoharie wait until the Chair can have the bill examined—let the bill be temporarily laid aside? The bill will be temporarily laid aside.

On motion of Mr. Kelsey, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 1388), entitled "An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the first division of the city of New York, and to compensate her for such services." (Int. No. 1068.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Higgins	Newcomb	Salyerds
Adler	Day	Hoadley	Nye	Scanlon
Ahern	Davis G	Hughes	O'Brien	Schneider
Allds	Davis M	Keenan	O'Malley	Seymour
Allen J A	Dickinson	Knipp	Outterson	Sloane

Allston	Dooling	Lally	Oxford	Smith G H
Apgar	Doll	Landon	Patchin	Smith J E
Baldwin	Duer	Leggett	Pattox	Snyder
Bedell	Duross	Lewis	Pendry	Stevens
Bennet	Egan	Litthauer	Phipps	Sulzberger
Bordwell	Fancher	Manea	Plank	Townsend
Bourke	Finch	Marson	Platt	Traub
Brill	Fisher	McAdam	Prince	Treat
Burke	Fitzgerald	McCullough	Reeve	Ulmann
Burns	Fitzp'ek W P	McKeown	Reilley	Wainwright
Candee	Fowler	McMillan	Remsen	Weber
Chambers	Gardiner	McNair	Richter	Williams
Conkling	Graeff	Meeks	Rider	Wilson
Cook	Hammond	Merritt	Rogers	Wolf
Costello	Hanford	Moran	Ross	Woody
Cotton	Hewitt	Morgan	Ruehl	Yale
Cowan				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 565), entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to general provisions as to the village boundaries and the village funds, known as the general fund and the highway fund." (Rec. No. 169.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Griffith	Monroe	Ross
Adler	Costello	Hammond	Morgan	Salyerds
Ahern	Cotton	Hanford	Neville	Sanders

Allds	Cowan	Haviland	Nye	Scanlon
Allen F E	Daly	Hewitt	O'Brien	Seymour
Allen J A	Darrison	Hoadley	Orr	Sherer
Apgar	Davis G	Hooker	Outterson	Sloane
Baldwin	Davis M	Hughes	Oxford	Smith C W
Barrett	Dickinson	Keenan	Patchin	Smith G H
Bedell	Dooling	Kelsey	Patton	Smith J E
Bennet	Doughty	Lally	Pendry	Smith J T
Blackwell	Duross	Iandon	Phipps	Snyder
Bordwell	Dusinbery	Langhorst	Plank	Stevens
Bradley	Fancher	Leggett	Platt	Stiles
Brill	Finch	Lewis	Prince	Townsend
Brooks	Fitzgerald	Litthauer	Rainey	Traub
Burke	Fitzp'ck J H	Mansfield	Reilley	Treat
Burnett	Fitzp'ck W P	Marson	Remsen	Wainwright
Cadin	Fowler	McAdam	Reynolds	Weekes
Chambers	Fuller	McInerney	Richter	Williams
Colby	Gardiner	McMillan	Rider	Wilson
Conkling	Grady	McQuade	Robinson	Woody
Cook	Graeff	Merritt	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 381), entitled "An act amending subdivision 26 of section 56 of the Code of Criminal Procedure, with reference to the jurisdiction of the Courts of Special Sessions, except in the city and county of New York and the city of Albany, with reference to their exclusive jurisdiction in the first instance to hear and determine charges of misdemeanors committed within their respective counties." (Rec. No. 75.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Moran	Ross
Adler	Coughtry	Hanford	Neville	Ruehl
Ahern	Dale	Haviland	Newcomb	Salyerds
Allds	Daly	Higgins	Nye	Sanders
Allen F E	Darrison	Hoadley	O'Brien	Scanlon
Allston	Day	Hughes	O'Malley	Schneider
Ash	Davis G	Keenan	Orr	Seymour
Barrett	Davis M	Knipp	Outterson	Sloane
Bedell	Dickey	Lally	Oxford	Smith C W
Bennet	Dickinson	Landon	Palmer	Smith G H
Blackwell	Doll	Langhorst	Patchin	Smith J E
Bordwell	Doughty	Leggett	Patton	Snyder
Bourke	Duer	Lewis	Pendry	Stevens
Bradley	Duross	Litthauer	Phillips	Stiles
Brill	Egan	Manee	Plank	Sulzberger
Brooks	Fancher	Mansfield	Platt	Townsend
Burke	Ferre	Marson	Prince	Traub
Burnett	Finch	McAdam	Rainey	Treat
Burns	Fisher	McCullough	Reeve	Wainwright
Cadin	Fitzp'ck J H	McInerney	Reilley	Weber
Candee	Fitzp'ck W P	McKeown	Remsen	Weekes
Chambers	Fowler	McMillan	Reynolds	Williams
Colby	Fuller	McQuade	Richter	Wolf
Conkling	Gardiner	Meeks	Rider	Woody
Cook	Graeff	Merritt	Robinson	Yale
Coon	Griffith	Monroe	Rogers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 630), entitled "An act to amend the Village Law, relating to the extension and diminishing of boundaries." (Rec. No. 214.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 126 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Griffith	Moran	Ruehl
Adler	Dale	Hammond	Morgan	Salyerds
Ahern	Daly	Hanford	Newcomb	Sanders
Allds	Darrison	Haviland	Nye	Scanlon
Allen F E	Day	Hewitt	O'Malley	Schneider
Allen J A	Davis G	Hoadley	Orr	Seymour
Apgar	Davis M	Hooker	Oxford	Sloane
Ash	Dickey	Hughes	Palmer	Smith C W
Barrett	Dickinson	Keenan	Patchin	Smith G H
Bedell	Dooling	Kelsey	Pendry	Smith J E
Bennet	Doughty	Knipp	Phillips	Smith J T
Blackwell	Duer	Landon	Phipps	Snyder
Bordwell	Duross	Langhorst	Plank	Stevens
Bourke	Dusinbery	Leggett	Platt	Stiles
Bradley	Egan	Lewis	Prince	Sulzberger
Brill	Fancher	Manee	Rainey	Townsend
Brooks	Ferre	Mansfield	Reeve	Traub
Burnett	Finch	Marson	Reilley	Ulmann
Burns	Fitzgerald	McAdam	Remsen	Wainwright
Cadin	Fitzp'ck J H	McInerney	Reynolds	Weber
Candee	Fowler	McKeown	Richter	Weekes
Colby	Fuller	McMillan	Rider	Wilson
Conkling	Gardiner	McNair	Robinson	Wolf
Coon	Grady	McQuade	Rogers	Woody
Costello	Graeff	Merritt	Ross	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order being the Senate bill (No. 606) entitled "An act to legalize the acts of the River View Cemetery Association of Clintonville, in the county of Clinton." (Rec. No. 162.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Moran	Sanders
Adler	Cotton	Griffith	Neville	Scanlon
Ahern	Coughtry	Hanford	Newcomb	Schneider
Allds	Cowan	Haviland	O'Brien	Seymour
Allen F E	Daly	Higgins	O'Malley	Sherer
Allston	Darrison	Hoadley	Outterson	Sloane
Apgar	Day	Hooker	Oxford	Smith C W
Ash	Davis G	Hughes	Palmer	Smith G H
Baldwin	Davis M	Kelsey	Patchin	Smith J E
Bedell	Dickey	Knipp	Pendry	Smith J T
Bennet	Dickinson	Lally	Phillips	Snyder
Blackwell	Dooling	Landon	Phipps	Stevens
Bordwell	Doll	Langhorst	Plank	Stiles
Bourke	Doughty	Leggett	Platt	Sulzberger
Bradley	Duer	Lewis	Prince	Townsend
Brill	Duross	Litthauer	Rainey	Traub
Brooks	Egan	Manee	Reeve	Treat
Burke	Fancher	Mansfield	Reilley	Ulmann
Burnett	Finch	Marson	Remsen	Wainwright
Burns	Fisher	McAdam	Reynolds	Weber
Cadin	Fitzgerald	McCullough	Richter	Weekes
Candee	Fitzp'ck J H	McKeown	Rider	Williams
Chambers	Fowler	McMillan	Robinson	Wolf
Colby	Fuller	McQuade	Rogers	Woody
Conkling	Gardiner	Meeks	Ross	Yale
Cook	Grady	Monroe	Ruehl	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 858) entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of deer in the counties of Ulster, Greene, Delaware, Sullivan and Putnam." (Rec. No. 262.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hammond	Moran	Ross
Adler	Daly	Hanford	Morgan	Ruehl
Ahern	Darrison	Haviland	Neville	Salyerds
Allds	Day	Hewitt	Newcomb	Sanders
Allen J A	Davis G	Higgins	Nye	Scanlon
Allston	Davis M	Hoadley	O'Brien	Schneider
Apgar	Dickey	Hooker	O'Malley	Seymour
Ash	Dickinson	Hughes	Orr	Sherer
Baldwin	Dooling	Kelsey	Outtersen	Sloane
Bedell	Doll	Knipp	Palmer	Smith O W
Bennet	Doughty	Lally	Patchin	Smith G H
Blackwell	Duer	Landon	Patton	Smith J E
Bordwell	Duross	Langhorst	Pendry	Smith J T
Bourke	Dusinbery	Leggett	Phillips	Snyder
Brill	Egan	Lewis	Phipps	Stevens
Brooks	Fancher	Litthauer	Plank	Stiles
Burke	Ferre	Manee	Platt	Sulzberger
Burnett	Finch	Mansfield	Prince	Townsend
Burns	Fisher	Marson	Rainey	Traub
Cadin	Fitzgerald	McCullough	Reeve	Treat
Candee	Fitzp'ck J H	McInerney	Reilley	Wainwright
Colby	Fitzp'ck W P	McKeown	Remsen	Weber
Conkling	Fowler	McMillan	Reynolds	Weekes
Coon	Fuller	McNair	Richter	Wilson
Costello	Gardiner	McQuade	Rider	Wolf
Cotton	Grady	Merritt	Robinson	Woody
Coughtry	Griffith	Monroe	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 634) entitled "An act creating the office of county auditor in the county of Saratoga, providing for the appointment of such an officer and defining his powers and duties." (Rec. No. 204.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Higgins	Morgan	Ruehl
Adler	Day	Hoadley	Neville	Salyerds
Allds	Davis M	Hooker	Newcomb	Sanders
Allen J A	Dickey	Keenan	Nye	Schneider
Allston	Dooling	Kelsey	O'Brien	Seymour
Ash	Doll	Knipp	O'Malley	Sloane
Baldwin	Duer	Lally	Orr	Smith C W
Bedell	Duross	Landon	Outterson	Smith G H
Bennet	Dusinbery	Langhorst	Oxford	Smith J T
Bordwell	Fancher	Leggett	Patchin	Snyder
Bourke	Ferre	Lewis	Patton	Stevens
Bradley	Finch	Litthauer	Payne	Stiles
Brooks	Fisher	Manee	Pendry	Sulzberger
Burnett	Fitzgerald	Marson	Phillips	Townsend
Burns	Fitzp'ck J H	McAdam	Phipps	Traub
Candee	Fitzp'ck W P	McCullough	Plank	Treat
Chambers	Fuller	McInerney	Platt	Ulmann
Colby	Gardiner	McKeown	Rainey	Weber
Conkling	Grady	McMillan	Reilley	Weekes
Coon	Graeff	McQuade	Remsen	Wilson
Costello	Hammond	Meeks	Richter	Wolf
Coughtry	Hanford	Merritt	Robinson	Woody
Cowan	Haviland	Monroe	Rogers	Yale
Dale	Hewitt	Moran		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 416) entitled "An act to refund to the First National



Bank of Ballston Spa, Saratoga county, certain taxes, erroneously paid by it in the year 1901." (Rec. No. 205.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fuller	McNair	Rogers
Adler	Costello	Gardiner	McQuade	Ross
Ahern	Cotton	Grady	Meeks	Salyerds
Allds	Cowan	Griffith	Monroe	Sanders
Allen F E	Dale	Hanford	Moran	Scanlon
Allen J A	Darrison	Haviland	Morgan	Schneider
Allston	Day	Hewitt	Neville	Sherer
Apgar	Davis G	Higgins	Newcomb	Sloane
Ash	Dickey	Hooker	O'Brien	Smith O W
Baldwin	Dickinson	Hughes	O'Malley	Smith G H
Barrett	Dooling	Keenan	Otterson	Smith J T
Bennet	Doll	Kelsey	Oxford	Snyder
Blackwell	Doughty	Lally	Palmer	Stiles
Bordwell	Duer	Landon	Patton	Sulzberger
Bradley	Duross	Langhorst	Phillips	Traub
Brill	Dusinbery	Leggett	Phipps	Treat
Brooks	Egan	Lewis	Platt	Ulmann
Burke	Fancher	Litthauer	Prince	Weber
Burns	Ferre	Manee	Rainey	Weekes
Cadin	Finch	Mansfield	Reilley	Williams
Candee	Fisher	McAdam	Remsen	Wolf
Chambers	Fitzgerald	McCullough	Reynolds	Woody
Colby	Fitzp'ck W	McInerney	Rider	Yale
Cook	Fowler	McKeown	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate

bill (No. 764) entitled "An act in relation to the enforcement and collection of taxes in the county of Oneida." (Rec. No. 231.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Morgan	Ross
Adler	Darrison	Hooker	Neville	Ruehl
Allds	Day	Hughes	Nye	Salyerds
Allen F E	Davis M	Keenan	O'Brien	Sanders
Allen J A	Dickey	Knipp	Orr	Schneider
Apgar	Dooling	Landon	Outterson	Sherer
Ash	Doughty	Langhorst	Oxford	Sloane
Baldwin	Duross	Leggett	Palmer	Smith G H
Bedell	Dusinbery	Lewis	Patton	Smith J T
Blackwell	Fancher	Litthauer	Pendry	Snyder
Bordwell	Finch	Manee	Phillips	Stevens
Bourke	Fisher	Mansfield	Phipps	Stiles
Brill	Fitzp'ck J H	McAdam	Platt	Townsend
Brooks	Fowler	McCullough	Prince	Traub
Burke	Fuller	McInerney	Rainey	Ulmann
Burns	Grady	McKeown	Reiley	Weber
Cadin	Graeff	McMillan	Remsen	Weekes
Chambers	Griffith	McQuade	Richter	Wilson
Conkling	Hammond	Meeks	Rider	Wolf
Coon	Haviland	Merritt	Robinson	Woody
Cotton	Hewitt	Monroe	Rogers	Yale
Coughtry				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 833) entitled "An act to amend section 17 of the Rail-

road Law in relation to railroads in foreign countries" (Rec. No. 230), having been announced for a third reading,

On motion of Mr. Burnett, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 1371) entitled "An act to incorporate the diocesan missions of Long Island and to define its objects and powers in the missionary work of the Protestant Episcopal Church in the diocese of Long Island." (Int. No. 1037.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Morgan	Ruehl
Adler	Dale	Higgins	Neville	Salverds
Ahern	Darrison	Hoadley	Newcomb	Scanlon
Allen F E	Day	Hooker	Nye	Schneider
Allen J A	Davis M	Hughes	O'Brien	Seymour
Apgar	Dickey	Keenan	O'Malley	Sherer
Ash	Dickinson	Kelsey	Orr	Sloane
Barrett	Dooling	Knipp	Outterson	Smith C W
Bedell	Doll	Lally	Oxford	Smith G H
Bennet	Duer	Landon	Palmer	Smith J E
Blackwell	Duross	Langhorst	Patchin	Smith J T
Bourke	Dusinbery	Leggett	Patton	Snyder
Bradley	Egan	Lewis	Pendry	Stiles
Brooks	Ferre	Litthauer	Phillips	Sulzberger
Burke	Fisher	Manee	Phipps	Townsend
Burnett	Fitzgerald	Mansfield	Plank	Traub
Cadin	Fitzp'ck J H	Marson	Platt	Ulmann
Candee	Fitzp'ck W P	McAdam	Rainey	Wainwright
Colby	Fowler	McCullough	Reeve	Weber
Conkling	Fuller	McKeown	Reilly	Weekes

Cook	Gardiner	McMillan	Remsen	Williams
Coon	Grady	McNair	Richter	Wilson
Costello	Griffith	Meeks	Rider	Wolf
Cotton	Hammond	Merritt	Rogers	Woody
Coughtry	Hanford	Moran	Ross	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1528) entitled "An act to amend sections 6 and 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof.'" (Int. No. 1148.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hanford	Morgan	Rogers
Adler	Cotton	Hewitt	Neville	Ruehl
Ahern	Coughtry	Higgins	Nye	Salverds
Allds	Dale	Hooker	O'Brien	Sanders
Allen F E	Daly	Hughes	O'Malley	Scanlon
Allen J A	Day	Kelsey	Outterson	Schneider
Allston	Davis G	Lally	Oxford	Seymour
Apgar	Dickey	Landon	Palmer	Sherer
Ash	Dickinson	Langhorst	Patchin	Smith C W
Baldwin	Dooling	Leggett	Patton	Smith G H
Barrett	Doughty	Lewis	Pendry	Smith J E
Bedell	Duer	Litthauer	Phillips	Snyder



Bennet	Dusinbery	Manee	Plank	Stevens
Blackwell	Egan	Mansfield	Platt	Stiles
Bordwell	Ferre	McAdam	Prince	Sulzberger
Bourke	Finch	McCullough	Rainey	Traub
Bradley	Fitzgerald	McInerney	Reeve	Treat
Brooks	Fitzp'ck J H	McMillan	Reilley	Wainwright
Burke	Fitzp'ck W P	McNair	Remsen	Weekes
Cadin	Fuller	McQuade	Reynolds	Williams
Chambers	Gardiner	Meeks	Richter	Wolf
Conkling	Graeff	Merritt	Rider	Woody
Cook	Griffith	Moran	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1524) entitled "An act to provide for a public wharf or dock in the village of Port Chester." (Int. No. 1144.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	McNair	Rider
Adler	Cowan	Griffith	McQuade	Robinson
Ahern	Dale	Hammond	Meeks	Rogers
Allds	Daly	Hanford	Monroe	Ross
Allen F E	Darrison	Haviland	Moran	Salyerds
Allston	Day	Hewitt	Neville	Sanders
Apgar	Davis G	Higgins	Newcomb	Schneider
Ash	Davis M	Hoadley	O'Brien	Seymour
Baldwin	Dickey	Hooker	O'Malley	Sloane
Bedell	Dickinson	Hughes	Outtonson	Smith G H
Bennet	Dooling	Keenan	Oxford	Smith J E
Blackwell	Doll	Kelsey	Palmer	Smith J T
Bordwell	Duer	Lally	Patchin	Snyder
Bourke	Duross	Landon	Patton	Stiles

Bradley	Dusinbery	Langhorst	Pendry	Sulzberger
Brill	Fancher	Leggett	Phillips	Traub
Burke	Ferre	Lewis	Phipps	Treat
Burnett	Finch	Litthauer	Plank	Ulmann
Burns	Fisher	Manee	Platt	Weber
Cadin	Fitzp'ck J H	Mansfield	Prince	Weekes
Candee	Fitzp'ck W P	Marson	Reeve	Wilson
Colby	Fowler	McAdam	Reilley	Wolf
Conkling	Fuller	McCullough	Reynolds	Woody
Cook	Gardiner	McKeown	Richter	Yale
Costello	Grady	McMillan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1400) entitled "An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000." (Int. No. 1130.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 112 {  
} NOES 00 {

Those who voted in the affirmative, were

Adams	Dale	Higgins	Nye	Sanders
Adler	Darrison	Hooker	O'Brien	Scanlon
Ahern	Day	Keenan	O'Malley	Seymour
Allen F E	Davis M	Kelsey	Outterson	Sherer
Allen J A	Dickey	Lally	Oxford	Sloane
Allston	Dickinson	Landon	Patchin	Smith C W
Ash	Dooling	Leggett	Patton	Smith G H
Barrett	Doll	Lewis	Pendry	Smith J E
Blackwell	Doughty	Litthauer	Phillips	Smith J T
Bordwell	Duer	Manee	Phipps	Snyder
Bourke	Duross	Mansfield	Plank	Stevens
Bradley	Egan	Marson	Platt	Stiles
Brooks	Fancher	McAdam	Prince	Sulzberger

Burnett	Ferre	McCullough	Rainey	Traub
Burns	Fisher	McInerney	Reeve	Treat
Candee	Fitzp'ck J H	McMillan	Remsen	Ulmann
Chambers	Fitzp'ck W P	McQuade	Reynolds	Wainwright
Conkling	Fuller	Meeks	Richter	Weekes
Cook	Grady	Merritt	Robinson	Williams
Coon	Graeff	Monroe	Rogers	Wilson
Costello	Hammond	Morgan	Ross	Woody
Coughtry	Hanford	Newcomb	Ruehl	Yale
Cowan	Hewitt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1573) entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways' and the several acts amendatory thereof, regulating the construction of street surface railroads upon highways improved pursuant to the provisions of said law" (Int. No. 1179), said bill having been announced for a second reading,

On motion of Mr. Coughtry, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Nye	Schneider
Adler	Daly	Hooker	O'Brien	Sherer
Allds	Day	Keenan	Orr	Sloane
Allen F E	Davis G	Kelsey	Outterson	Smith G H
Allston	Dickey	Lally	Oxford	Smith J E
Apgar	Dickinson	Landon	Patchin	Smith J T
Baldwin	Doll	Langhorst	Patton	Snyder
Bedell	Doughty	Leggett	Pendry	Stiles

Blackwell	Duross	Lewis	Phipps	Sulzberger
Bordwell	Dusinbery	Litthauer	Plank	Townsend
Bradley	Fancher	Manee	Prince	Traub
Brooks	Ferre	Marson	Rainey	Treat
Burnett	Fisher	McAdam	Reeve	Ulmann
Burns	Fitzgerald	McInerney	Remsen	Wainwright
Cadin	Fitzp'ck J H	McKeown	Reynolds	Weber
Candee	Fitzp'ck W P	McMillan	Rider	Weekes
Colby	Fuller	McQuade	Robinson	Williams
Conkling	Gardiner	Meeks	Rogers	Wilson
Coon	Graeff	Monroe	Ruehl	Wolf
Costello	Hammond	Moran	Sanders	Woody
Cotton	Hanford	Morgan	Scaulon	Yale
Cowan	Hewitt	Neville		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelsey moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Cowan	Griffith	Monroe	Ross
Adler	Dale	Hammond	Morgan	Ruehl
Ahern	Daly	Hanford	Neville	Salyerds
Allen F E	Darrison	Haviland	Newcomb	Sanders
Allen J A	Day	Hewitt	Nye	Schneider
Allston	Davis G	Hoadley	O'Brien	Seymour
Ash	Dickey	Hooker	O'Malley	Sherer
Bedell	Dickinson	Keenan	Orr	Sloane
Bennet	Doll	Kelsey	Outterson	Smith C W
Bordwell	Doughty	Knipp	Oxford	Smith G H
Bourke	Duer	Landon	Palmer	Smith J E
Bradley	Duross	Langhorst	Patchin	Snyder
Brill	Dusinbery	Leggett	Pendry	Stevens
Brooks	Egan	Lewis	Phillips	Stiles
Burke	Fancher	Litthauer	Phipps	Sulzberger
Burnett	Ferre	Mansfield	Plank	Townsend
Burns	Finch	Marson	Prince	Traub
Candee	Fisher	McAdam	Rainey	Ulmann
Chambers	Fitzgerald	McCullough	Reeve	Wainwright
Colby	Fitzp'ck J H	McInerney	Remsen	Weber
Conkling	Fitzp'ck W P	McKeown	Reynolds	Williams
Cook	Fowler	McMillan	Richter	Wilson



Coon	Fuller	McNair	Rider	Wolf	
Costello	Gardiner	McQuade	Robinson	Woody	
Cotton	Grady	Meeks	Rogers	Yale	
Coughtry	Graeff	Merritt			128

Mr. Kelsey moved that all further proceedings under the call of the house be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 1394) entitled "An act to authorize the appointment of a commission to inquire into the delays and expenses in the administration of justice in the counties of New York and Kings in the First and Second Judicial districts of the State of New York, and to suggest legislation thereon." (Int. No. 1074.)

On motion of Mr. Rogers, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 94 }  
 } NOES 38 }

Those who voted in the affirmative, were

Adams	Cook	Hammond	Monroe	Ross
Adler	Coon	Hanford	Morgan	Ruehl
Ahern	Costello	Haviland	Newcomb	Salverds
Allds	Cotton	Hewitt	Nye	Schneider
Allen F E	Coughtry	Hoadley	O'Brien	Seymour
Allen J A	Cowan	Hooker	O'Malley	Sherer
Allston	Darrison	Hughes	Orr	Smith O W
Apgar	Davis G	Kelsey	Outterson	Smith G H
Ash	Dickinson	Knipp	Patchin	Snyder
Bedell	Doughty	Landon	Pendry	Stevens
Bennet	Dusinbery	Langhorst	Phillips	Stiles
Blackwell	Fancher	Leggett	Thippis	Townsend

Brill	Finch	Lewis	Plank	Wainwright
Brooks	Fisher	Mansfield	Rainey	Weber
Burnett	Fowler	Marson	Reeve	Williams
Candee	Fuller	McMillan	Remsen	Wilson
Chambers	Gardiner	McNair	Reynolds	Woody
Colby	Graeff	McQuade	Robinson	Yale
Conkling	Griffith	Merritt	Rogers	

Those who voted in the negative, were

Baldwin	Day	Fitzp'ck W P	McKeown	Rider
Bordwell	Dickey	Grady	Meeks	Sanders
Bourke	Doll	Higgins	Neville	Sloane
Bradley	Duross	Keenan	Oxford	Smith J E
Burke	Egan	Litthauer	Palmer	Sulzberger
Burns	Ferre	McAdam	Prince	Ulmann
Dale	Fitzgerald	McCullough	Richter	Wolf
Daly	Fitzp'ck J H	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1557) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by establishing in said city a fireman's relief and pension fund. (Int. No. 766.)

On motion of Mr. Leggett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Orr	Schneider
Adler	Daly	Hooker	Outterson	Sherer
Ahern	Day	Leggett	Palmer	Sloane

Allds	Davis G	Lewis	Patchin	Smith C W
Allen F E	Dickey	Litthauer	Patten	Smith G H
Allston	Dooling	Mansfield	Pendry	Smith J E
Ash	Doll	Marson	Phillips	Snyder
Baldwin	Duer	McAdam	Phipps	Stiles
Bennet	Duross	McCullough	Plank	Sulzberger
Blackwell	Dusinbery	McInerney	Prince	Traub
Bourke	Egan	McKeown	Rainey	Treat
Brill	Ferre	McMillan	Reeve	Ulmann
Burke	Finch	McQuade	Remsen	Wainwright
Burnett	Fitzp'ck J H	Meeks	Reynolds	Weber
Candee	Fitzp'ck W P	Merritt	Richter	Weekes
Colby	Fuller	Monroe	Rider	Williams
Conkling	Gardiner	Morgan	Rogers	Wolf
Coon	Griffith	Neville	Ruehl	Woody
Costello	Hanford	Nye	Sanders	Yale
Coughtry	Haviland	O'Malley	Scanlon	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1485) entitled "An act to amend the Town Law, relating to reports by town officers that disburse public moneys." (Int. No. 1116.)

On motion of Mr. O'Brien, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Haviland	Meeks	Rider
Adler	Darrison	Hewitt	Merritt	Rogers
Ahern	Davis G	Higgins	Moran	Ross
Allds	Davis M	Hoadley	Morgan	Ruehl

Allston	Dickinson	Hughes	Newcomb	Salyerds
Apgar	Dooling	Keenan	Nye	Scanlon
Baldwin	Doll	Kelsey	O'Malley	Schneider
Bedell	Doughty	Knipp	Orr	Sherer
Bennet	Duer	Lally	Oттerson	Sloane
Blackwell	Duross	Landon	Oxford	Smith G H
Bourke	Egan	Langhorst	Patchin	Smith J E
Brill	Fancher	Leggett	Patton	Snyder
Brooks	Ferre	Lewis	Pendry	Stiles
Burnett	Fisher	Litthauer	Phillips	Sulzberger
Cadin	Fitzgerald	Mansfield	Phipps	Traub
Chambers	Fitzp'ck W P	McAdam	Plank	Treat
Colby	Fowler	McCullough	Prince	Wainwright
Conkling	Gardiner	McInerney	Rainey	Weekes
Coon	Grady	McKeown	Reeve	Wilson
Costello	Graeff	McMillan	Reilley	Wolf
Cotton	Hammond	McNair	Remsen	Woody
Coughtry	Hanford	McQuade	Reynolds	Yale
Cowan				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1486) entitled "An act to amend the Highway Law, relative to reports of the commissioner of highways." (Int. No. 1117.)

On motion of Mr. O'Brien, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Haviland	Morgan	Salyerds
Adler	Cotton	Hewitt	Neville	Sanders
Ahern	Coughtry	Hoadley	Newcomb	Scanlon
Allen F E	Dale	Hooker	O'Brien	Schneider



Allen J A	Daly	Hughes	O'Malley	Seymour
Apgar	Day	Keenan	Orr	Sloane
Ash	Davis M	Knipp	Oxford	Smith C W
Baldwin	Dickey	Lally	Palmer	Smith G H
Barrett	Dickinson	Landon	Patchin	Smith J E
Bedell	Doll	Langhorst	Patton	Smith J T
Bennet	Doughty	Leggett	Pendry	Stevens
Blackwell	Duross	Lewis	Phillips	Stiles
Bordwell	Dusinbery	Litthauer	Phipps	Sulzberger
Bradley	Fancher	Mansfield	Plank	Townsend
Brill	Ferre	Marson	Platt	Treat
Brooks	Fisher	McAdam	Prince	Ulmann
Burke	Fitzgerald	McCullough	Rainey	Wainwright
Burnett	Fitzp'ck J H	McInerney	Reeve	Weekes
Burns	Fitzp'ck W P	McKeown	Reilly	Williams
Cadin	Fuller	McNair	Reynolds	Wilson
Chambers	Gardiner	McQuade	Richter	Wolf
Colby	Graeff	Meeks	Robinson	Woody
Conkling	Griffith	Monroe	Rogers	Yale
Coon	Hanford	Moran	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1504) entitled "An act to amend chapter 694 of the Laws of 1901, entitled 'An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville,' by increasing the amount of said appropriation." (Int. No. 291.)

On motion of Mr. Mansfield, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Nye	Sanders
Adler	Coughtry	Haviland	O'Brien	Schneider
Ahern	Dale	Higgins	O'Malley	Seymour
Allds	Daly	Hoadley	Orr	Sherer
Allen F E	Darrison	Hooker	Outtersen	Sloane
Allen J A	Day	Keenan	Oxford	Smith C W
Allston	Davis M	Kelsey	Palmer	Smith G H
Apgar	Dickey	Lally	Patchin	Smith J E
Ash	Dooling	Langhorst	Patton	Smith J T
Baldwin	Doll	Leggett	Pendry	Snyder
Barrett	Duer	Lewis	Phipps	Stevens
Bedell	Duross	Litthauer	Plank	Stiles
Blackwell	Egan	Mancee	Platt	Sulzberger
Bordwell	Fancher	Mansfield	Prince	Townsend
Bourke	Ferre	McAdam	Rainey	Traub
Bradley	Finch	McCullough	Reeve	Treat
Brill	Fisher	McInerney	Reilley	Ulmann
Brooks	Fitzgerald	McKeown	Reynolds	Wainwright
Burke	Fitzp'ck J H	McMillan	Richter	Weber
Burns	Fowler	McNair	Rider	Williams
Candee	Gardiner	Meeks	Rogers	Wilson
Chambers	Grady	Merritt	Ross	Wolf
Cook	Graeff	Moran	Ruehl	Woody
Coon	Griffith	Newcomb	Salverds	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1548) entitled "An act to amend the Forest, Fish and Game Law, relative to taking of shellfish on beds of natural growth." (Int. No. 1159.)

On motion of Mr. Reeve, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Moran	Ross
Adler	Daly	Higgins	Neville	Salverds
Allds	Darrison	Hooker	Newcomb	Sanders
Allen F E	Day	Hughes	Nye	Scanlon
Allen J A	Davis M	Keenan	O'Brien	Schneider
Allston	Dickey	Kelsey	O'Malley	Seymour
Apgar	Dickinson	Knipp	Orr	Sherer
Ash	Dooling	Lally	Oxford	Sloane
Baldwin	Doll	Landon	Palmer	Smith G H
Bedell	Duer	Langhorst	Patchin	Smith J E
Bennet	Duross	Leggett	Patton	Smith J T
Blackwell	Dusinbery	Lewis	Pendry	Snyder
Bourke	Fancher	Litthauer	Phillips	Stiles
Brill	Ferre	Manee	Phipps	Sulzberger
Brooks	Finch	Marson	Plak	Townsend
Burnett	Fisher	McAdam	Platt	Treat
Burns	Fitzp'ck J H	McCullough	Rainey	Ulmann
Candee	Fitzp'ck W P	McInerney	Reeve	Wainwright
Chambers	Fowler	McKeown	Reilly	Weekes
Colby	Gardiner	McMillan	Reynolds	Williams
Conkling	Graeff	McNair	Richter	Wolf
Coon	Griffith	McQuade	Robinson	Woody
Cotton	Hammond	Meeks	Rogers	Yale
Coughtry	Haviland	Monroe		

Mr. Speaker announced the special order, being the bill (No. 1527) entitled "An act to amend the Tax Law, relating to state-ment and payment of taxes." (Int. No. 1147.)

On motion of Mr. Gardiner said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Morgan	Salyerds
Adler	Dale	Haviland	Newcomb	Scanlon
Allds	Darrison	Higgins	Nye	Schneider
Allen F E	Day	Hoadley	O'Brien	Seymour
Allston	Davis G	Hooker	O'Malley	Sherer
Apgar	Davis M	Hughes	Outterson	Sloane
Ash	Dickey	Keenan	Oxford	Smith G H
Barrett	Dickinson	Kelsey	Patchin	Smith J E
Bedell	Dooling	Knipp	Patton	Smith J T
Blackwell	Doll	Lally	Pendry	Snyder
Bordwell	Duer	Langhorst	Phillips	Stevens
Bourke	Duross	Leggett	Phipps	Stiles
Brill	Dusinbery	Lewis	Platt	Townsend
Brooks	Egan	Litthauer	Rainey	Traub
Burke	Fancher	Mansfield	Reeve	Treat
Burnett	Finch	Marson	Reilley	Ulmann
Cadin	Fisher	McCullough	Reynolds	Wainwright
Candee	Fitzp'ck J H	McInerney	Richter	Weber
Colby	Fowler	McKeown	Rider	Weekes
Conkling	Fuller	McNair	Robinson	Wilson
Cook	Gardiner	Meeks	Rogers	Woody
Costello	Graeff	Merritt	Ruehl	Yale
Cotton	Griffith	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 900) entitled "An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' relating to the election and appointment of city and ward officers." (Rec. No. 296.)

On motion of Mr. Marson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hewitt	Nye	Scanlon
Adler	Day	Hoadley	O'Malley	Seymour
Ahern	Davis M	Hughes	Orr	Sherer
Allen F E	Dickey	Keenan	Oxford	Smith C W
Allen J A	Dooling	Knipp	Patchin	Smith G H
Apgar	Doll	Lally	Patton	Smith J E
Baldwin	Doughty	Landon	Pendry	Smith J T
Bedell	Duer	Leggett	Phipps	Snyder
Benmet	Dusinbery	Lewis	Plank	Stevens
Bordwell	Egan	Litthauer	Prince	Stiles
Bradley	Ferre	Mansfield	Rainey	Sulzberger
Brooks	Fisher	Marson	Reeve	Traub
Burnett	Fitzgerald	McCullough	Remsen	Treat
Burns	Fitzp'ck W P	McInerney	Reynolds	Wainwright
Chambers	Fuller	McNair	Rider	Weekes
Conkling	Grady	Meeks	Robinson	Williams
Cook	Graeff	Monroe	Ross	Wolf
Costello	Hammond	Morgan	Ruehl	Woody
Cowan	Haviland	Neville	Sanders	Yale
Dale				

Order, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 844) entitled "An act to amend chapter 117 of the Laws of 1843, entitled 'An act to incorporate the American Baptist Home Mission Society,' relating to the powers of such society." (Rec. No. 274.)

On motion of Mr. Rogers, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 105 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hanford	Neville	Ruehl
Adler	Darrison	Hewitt	Newcomb	Salyerds
Allds	Davis G	Hoadley	O'Brien	Scanlon
Allen J A	Dickey	Hooker	Orr	Schneider
Allston	Dickinson	Hughes	Outterson	Sherer
Ash	Dooling	Kelsey	Palmer	Smith C W
Baldwin	Doll	Knipp	Patchin	Smith G H
Bedell	Duer	Landon	Patten	Smith J E
Bennet	Duross	Langhorst	Pendry	Smith J T
Bordwell	Dusinbery	Leggett	Phipps	Stevens
Bourke	Egan	Lewis	Plank	Stiles
Bradley	Fancher	Litthauer	Platt	Townsend
Brooks	Finch	Manee	Prince	Traub
Burke	Fisher	Mansfield	Reeve	Ulmann
Burns	Fitzgerald	McAdam	Remsen	Wainwright
Candee	Fitzp'ck W P	McInerney	Reynolds	Weber
Conkling	Fuller	McMillan	Richter	Weekes
Coon	Gardiner	McQuade	Rider	Williams
Cotton	Graeff	Meeks	Robinson	Wolf
Coughtry	Griffith	Monroe	Rogers	Woody
Cowan	Hammond	Moran	Ross	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the following committee to attend the funeral of the late Senator Humphrey: Messrs. McNair, Kelsey, Phillips, Salyerds, Hooker, Bradley and Daly.

Mr. Plank offered for the consideration of the House a resolution, in the words following:

Resolved, That (2,000) two thousand copies of Assembly bill No. 289, amending the Highway Law relative to the payment of money by the State for aid to towns in repairing highways, be printed for distribution, as all printed copies have been exhausted.

Said resolution was referred to the committee on rules.

A communication was received from Hon. Seth Low, mayor of the city of New York, returning Assembly bill (No. 1120) entitled "An act to authorize a further appropriation for the maintenance of the American Museum of Natural History in the Central Park of the city of New York" (Int. No. 897), with a message that said mayor, after a public hearing thereon, does approve said bill and accepts the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Doughty offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill (No. 218, Senate reprint No. 489) entitled "An act to authorize the board of audit of the town of Hempstead, Nassau county, to audit the claims of Tredwell Abrams and Bernard Jonas for the rent of rooms used as justices' court rooms" (Int. No. 218), be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the concurrent resolution returning to the Governor Assembly bill (No. 218, Senate reprint No. 489) entitled "An act to authorize the board of audit of the town of Hempstead, Nassau county, to audit the claims of Tredwell Abrams and Bernard Jonas for the rent of rooms used as justices' court rooms" (Int. No. 218), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk return said bill to the Governor.

Mr. Doughty offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill (No. 924) entitled "An act to amend the County Law, relating to the compensation of court criers as amended by chapter 439 of the Laws of 1896, entitled 'An act to amend the County Law, relating to the compensation of court criers'" (Int. No. 777), be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution returning to the Governor Assembly bill (No. 924) entitled "An act to amend the County Law, relating to the compensation of court criers as amended by chapter 439 of the Laws of 1896, entitled 'An act to amend the County Law, relating to the compensation of court criers'" (Int. No. 777), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk return said bill to the Governor.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That Senate bill (No. 189) entitled "An act authorizing the reconstruction of the so-called 'lower Forestport reservoir dam,' at Forestport, N. Y., and making an appropriation therefor" (Rec. No. 50), be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message was received from the Senate in the words following:

IN SENATE, *March 7, 1902.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 795) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relative to filling vacancies in elective offices." (Rec. No. 38.)

The vote upon the final passage of said bill having been reconsidered, on motion of Mr. Davis, and by unanimous consent, the same was amended as follows:

Page 1, line 6, after the word "of" add the word "mayor."

Page 2, line 19, add the following to section 374 after the period: "If a vacancy exist or occur in the office of mayor the president of the common council as such shall perform the duties of such office temporarily and until the vacancy shall be filled. It shall be the duty of the common council, within thirty days



after such vacancy, to order a special election to fill the same. The special election so ordered shall be governed by the general election law of the state and the person elected to fill the vacancy shall take office immediately upon receiving his certificate of election and taking the required oath and shall serve the remainder of the unexpired term. While acting as mayor the president of the common council shall not serve in the common council or either branch thereof."

Said bill as amended was reprinted, reengrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,  
*Clerk.*

Mr. O'Malley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardiner	Meeks	Ruehl
Adler	Coon	Grady	Monroe	Salyerds
Ahern	Costello	Griffith	Moran	Scanlon
Allds	Coughtry	Hanford	Morgan	Schneider
Allen F E	Dale	Haviland	Neville	Seymour
Allen J A	Daly	Higgins	Nye	Sloane
Allston	Darrison	Hooker	O'Brien	Smith C W
Apgar	Davis G	Keenan	Orr	Smith J E
Ash	Davis M	Kelsey	Oxford	Smith J T
Barrett	Dickinson	Lally	Palmer	Snyder
Bedell	Dooling	Landon	Patchin	Stiles
Bennet	Doughty	Langhorst	Phillips	Sulzberger
Blackwell	Duer	Leggett	Plank	Townsend
Bordwell	Duross	Lewis	Platt	Treat
Bourke	Dusinbery	Litthauer	Prince	Ulmann
Bradley	Fancher	Mansfield	Reeve	Wainwright

Brill	Finch	Marson	Reilley	Weekes
Brooks	Fisher	McCullough	Reynolds	Williams
Burnett	Fitzgerald	McInerney	Rider	Wilson
Cadin	Fitzp'ck W P	McMillan	Robinson	Woody
Candee	Fitzp'ck J H	McQuade	Ross	Yale
Colby	Fuller			

Mr. Speaker put the question whether the House would agree to the final passage of said bill as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Monroe	Robinson
Adler	Cotton	Haviland	Morgan	Ross
Ahern	Cowan	Hewitt	Neville	Ruehl
Allds	Dale	Higgins	Newcomb	Salyerds
Allen J A	Daly	Hoadley	Nye	Sanders
Allston	Day	Hughes	O'Brien	Schneider
Apgar	Davis G	Kelsey	Orr	Sherer
Baldwin	Davis M	Knipp	Outterson	Sloane
Barrett	Dickinson	Lally	Oxford	Smith G H
Bennet	Doll	Langhorst	Palmer	Smith J E
Bordwell	Doughty	Leggett	Patchin	Smith J T
Bourke	Duer	Lewis	Patton	Snyder
Bradley	Dusinbery	Litthauer	Phillips	Stiles
Brooks	Egan	Manee	Phipps	Sulzberger
Burke	Ferre	Mansfield	Plank	Traub
Burnett	Finch	McAdam	Platt	Ulmann
Burns	Fitzgerald	McCullough	Prince	Wainwright
Cadin	Fitzp'ck J H	McKeown	Rainey	Weekes
Chambers	Fowler	McMillan	Reilley	Wilson
Colby	Gardiner	McNair	Remsen	Wolf
Conkling	Grady	McQuade	Reynolds	Woody
Coon	Griffith	Merritt	Rider	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same.

A message was received from the Senate in the words following:

IN SENATE, *March 11, 1902.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 275, Assembly reprint No. 855) entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy." (Rec. No. 52.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Hill, and by unanimous consent, said bill was amended as follows:

Amend the title by striking out the words "and repealing certain sections thereof."

Page 1, line 1, strike out the words "article eleven" and insert the words "subdivisions two and four of section one hundred and ninety."

Same page, line 4, strike out the words "chapter eight hundred and."

Same page, strike out all of lines 5, 6, 7 and 8.

Page 2, strike out all of line 1 and the word "and" in line 2.

Same page, line 3, strike out the words "and chapter six hundred and forty-eight of the laws of" and the words "nineteen hundred and one" in line 4, and insert before the word "hereby" the word "are."

Same page, strike out all of lines 5 to 26 inclusive.

Page 3, strike out all of lines 1 to 10 inclusive and lines 20 to 26 inclusive.

Page 4, strike out all of lines 1 to 7 inclusive.

Page 5, strike out all of the page after line 23.

Strike out all of pages 6 to 23 inclusive, and all of page 24, except section 4, and make section 4 section 2.

Said bill as amended was reprinted, reengrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,

*Clerk.*

Mr. O'Malley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all

the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hoadley	Neville	Salyerds
Adler	Daly	Hughes	Nye	Sanders
Ahern	Day	Keenan	O'Brien	Scanlon
Allen F E	Davis G	Kelsey	O'Malley	Schneider
Allen J A	Davis M	Knipp	Outterson	Sherer
Allston	Dickinson	Lally	Oxford	Sloane
Ash	Dooling	Landon	Palmer	Smith G H
Baldwin	Doll	Langhorst	Patton	Smith J E
Barrett	Doughty	Leggett	Patchin	Smith J T
Bennet	Duross	Lewis	Pendry	Snyder
Blackwell	Dusinbery	Lithauer	Phillips	Stevens
Bordwell	Fancher	Mansfield	Phipps	Sulzberger
Bradley	Finch	Marson	Plank	Townsend
Brooks	Fisher	McAdam	Platt	Traub
Burnett	Fitzgerald	McInerney	Prince	Ulmann
Burns	Fitzp'ck W P	McKeown	Reeve	Wainwright
Candee	Fuller	McMillan	Remsen	Weber
Chambers	Gardiner	McNair	Reynolds	Weekes
Conkling	Graeff	McQuade	Rider	Wilson
Cook	Griffith	Meeks	Robinson	Wolf
Costello	Hanford	Merritt	Rogers	Woody
Coughtry	Haviland	Moran	Ruehl	Yale
Cowan	Higgins	Morgan		

Mr. Speaker put the question whether the House would agree to the final passage of said bill as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hammond	Meeks	Ross
Adler	Dale	Hanford	Merritt	Salyerds
Allds	Daly	Haviland	Monroe	Sanders
Allen F E	Darrison	Hewitt	Neville	Scanlon
Allen J A	Day	Higgins	Newcomb	Schneider



Allston	Davis G	Hooker	Nye	Seymour
Ash	Dickey	Hughes	O'Malley	Sherer
Barrett	Dickinson	Keenan	Orr	Sloane
Bedell	Dooling	Knipp	Oxford	Smith G H
Bennet	Doughty	Lally	Palmer	Smith J E
Bordwell	Duer	Landon	Patton	Snyder
Bourke	Dusinbery	Langhorst	Pendry	Stevens
Brill	Fancher	Leggett	Phipps	Stiles
Burke	Ferre	Lewis	Plank	Sulzberger
Burnett	Fisher	Litthauer	Platt	Townsend
Burns	Fitzgerald	Manee	Rainey	Treat
Candee	Fitzp'ck J H	Mansfield	Reeve	Ulmann
Chambers	Fitzp'ck W P	McAdam	Reilley	Weber
Colby	Fowler	McCullough	Remsen	Weekes
Conkling	Fuller	McInerney	Reynolds	Williams
Coom	Gardiner	McMillan	Richter	Wolf
Costello	Grady	McNair	Robinson	Woody
Cotton	Graeff	McQuade	Rogers	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same.

By unanimous consent,

Mr. O'Brien called up the bill (No. 1654) entitled "An act to incorporate the city of Plattsburgh" (Int. No. 516), now on the order of second reading.

Said bill having been announced for a second reading,

Mr. O'Brien moved to amend said bill as follows:

Page 93, line 18, strike out the word "twenty" and insert the word "sixty."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. O'Brien, said bill was ordered reprinted and restored to its place on the order of second reading.

The Senate returned the bill (No. 269, Senate reprint No. 910) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to the president of the common council" (Int. No. 227),

with a message that they have concurred in the passage of the same with the following amendments:

Page 2, after line 10 insert the following:

“§ 2. Nothing herein contained shall be deemed to repeal or in any manner affect the validity or operation of chapter three of the laws of nineteen hundred and two.”

Same page, line 11, strike out the figure “2” and insert the figure “3.”

Mr. Hammond moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hewitt	Neville	Sanders
Adler	Cowan	Higgins	Newcomb	Scanlon
Allds	Dale	Hooker	Nye	Seymour
Allen F E	Darrison	Hughes	O'Malley	Sherer
Allen J A	Day	Keenan	Orr	Sloane
Allston	Davis G	Kelsey	Outterson	Smith C W
Apgar	Davis M	Lally	Oxford	Smith G H
Baldwin	Dickey	Landon	Palmer	Smith J E
Barrett	Dooling	Langhorst	Patchin	Smith J T
Bennet	Doll	Leggett	Patton	Snyder
Blackwell	Doughty	Lewis	Pendry	Stiles
Bordwell	Duross	Litthauer	Phillips	Sulzberger
Bradley	Dusinbery	Mansfield	Plank	Townsend
Brill	Fancher	Marson	Platt	Traub
Brooks	Finch	McAdam	Prince	Ulmann
Bourke	Fisher	McCullough	Reeve	Wainwright
Burns	Fitzp'ck J H	McKeown	Reilly	Weber
Cadin	Fowler	McMillan	Remsen	Weekes
Chambers	Fuller	McNair	Reynolds	Williams
Colby	Gardiner	McQuade	Rider	Wilson
Conkling	Grady	Meeks	Robinson	Wolf
Coon	Griffith	Merritt	Rogers	Woody
Costello	Hammond	Moran	Ruehl	Yale
Cotton	Hanford	Morgan	Salyerds	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1164, Senate reprint No. 890) entitled "An act to amend chapter 342 of the Laws of 1892, relative to practice, and fees of jurors in the Municipal Court of the city of Syracuse" (Int. No. 747), with a message that they have concurred in the passage of the same with the following amendment:

Page 4, line 15, after the word "may" insert the word "also."

Mr. Traub moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hoadley	Neville	Salyerds
Ahern	Darrison	Hughes	Newcomb	Sanders
Allds	Day	Keenan	Nye	Scanlon
Allen J A	Davis M	Kelsey	O'Malley	Schneider
Allston	Dickinson	Lally	Orr	Seymour
Apgar	Dooling	Landon	Outterson	Sherer
Baldwin	Doughty	Langhorst	Palmer	Sloane
Barrett	Duer	Leggett	Patchin	Smith G H
Bedell	Dusinbery	Lewis	Patton	Smith J E
Blackwell	Egan	Iitthauer	Pendry	Smith J T
Bourke	Ferre	Mansfield	Phillips	Stevens
Bradley	Finch	Marson	Phipps	Stiles
Brooks	Fitzgerald	McAdam	Plank	Sulzberger
Burke	Fitzp'ck J H	McCullough	Prince	Townsend
Burnett	Fowler	McInerney	Rainey	Treat
Burns	Fuller	McKeown	Reiley	Ulmann
Cadin	Gardiner	McMillan	Remsen	Weber
Colby	Graeff	McQuade	Richter	Weekes

Conkling	Griffith	Meeks	Rider	Williams
Costello	Hanford	Merritt	Rogers	Wilson
Cotton	Haviland	Monroe	Ross	Woody
Cowan	Higgins	Moran	Ruehl	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Senate bill (No. 887) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' and the acts amendatory thereof" (Rec. No. 65), with a message that said bill was duly passed by the Senate and Assembly, and was transmitted to the mayor of the city of Oswego for a public hearing in said city, as provided by law, and was returned by said mayor with a message that said bill, after a public hearing thereon, had not been accepted by the city. Said bill was thereafter and on this day again duly passed, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, the President stating the question to be: "Shall this bill pass notwithstanding the objection of the legislative body of the city of Oswego thereto?"

Mr. Speaker stated the question to be: "Shall this bill pass notwithstanding the objections of the common council, the legislative body of the city of Oswego, thereto?" the same having been accepted by the mayor, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 123 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hooker	O'Brien	Scanlon
Adler	Darrison	Hughes	O'Malley	Schneider
Allds	Day	Kelsey	Orr	Seymour
Allen J A	Davis M	Knipp	Outterson	Sherer



Allston	Dickey	Lally	Oxford	Sloane
Ash	Dickinson	Langhorst	Palmer	Smith C W
Baldwin	Dell	Leggett	Patton	Smith G H
Barrett	Doughty	Lewis	Pendry	Smith J E
Bennet	Duer	Litthauer	Phillips	Smith J T
Blackwell	Dusinbery	Manee	Phipps	Snyder
Bourke	Egan	Mansfield	Plank	Stevens
Bradley	Ferre	Marson	Platt	Stiles
Brill	Fisher	McAdam	Prince	Sulzberger
Brooks	Fitzgerald	McCullough	Rainey	Townsend
Burke	Fitzp'ck J H	McKeown	Reeve	Treat
Burnett	Fitzp'ck W P	McMillan	Reilley	Ulmann
Cadin	Fuller	McNair	Remsen	Wainwright
Candee	Grady	McQuade	Reynolds	Weber
Chambers	Graeff	Meeks	Richter	Weekes
Conkling	Griffith	Merritt	Rider	Williams
Cook	Hammond	Monroe	Robinson	Wilson
Coon	Hanford	Moran	Rogers	Wolf
Costello	Haviland	Morgan	Ruehl	Woody
Cotton	Hewitt	Newcomb	Salyerds	Yale
Coughtry	Higgins	Nye		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

“An act to amend chapter 84 of the Laws of 1886, entitled ‘An act to incorporate the city of Jamestown,’ relative to city elections, collection of taxes, sale of lands for unpaid taxes and improvements in streets.” (No. 672, Int. No. 594.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Jamestown.

“An act to amend the Greater New York Charter, in relation to the authority of the fire commissioner to retire captains of fire boats.” (No. 238, Int. No. 238.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

“An act to repeal section 101 of the Canal Law, being chapter 338 of the Laws of 1894, relative to proceedings for non-pay-

ment of rent of surplus waters of Black Rock harbor." (No. 1263, Int. No. 995.)

"An act to change the name, define the corporate objects and purposes, regulate the powers and government of the corporation Chautauqua Assembly, and to consolidate with said Chautauqua Assembly the Chautauqua University and the Chautauqua School of Theology." (No. 1459, Int. No. 878.)

"An act to amend section 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals,' by increasing the amount to be spent annually to carry out the provisions of said act." (No. 1320, Int. No. 800.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 686 of the Laws of 1894, entitled 'An act for the preservation of macadamized and other public highways in the counties of Queens and Nassau,' relative to public highways in the counties of Queens and Nassau." (No. 1159, Int. No. 784.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend the Forest, Fish and Game Law in relation to trespassing on the forest preserve, and the payment of moieties to protectors." (No. 821, Int. No. 704.)

"An act to amend the Consolidated School Law in relation to collector's notice to taxpayers." (No. 1169, Int. No. 654.)

"An act to amend the Public Health Law, relative to admission to examination in certain medical studies." (No. 727, Int. No. 653.)

"An act providing for the construction of a steel bridge over the Otsquago creek on State lands adjacent to the Erie canal aqueduct No. 11, in the town of Minden, Montgomery county, and the necessary repairs to the existing abutments and approaches thereto, and making an appropriation therefor." (No. 413, Int. No. 389.)

"An act to amend the Highway Law, relating to penalties for neglect to pay highway taxes." (No. 1008, Int. No. 333.)

"An act to amend the Consolidated School Law, relating to

the apportionment of the free school fund." (No. 1377, Int. No. 40.)

"An act making an appropriation for buildings for repairs and improvements at the State hospitals for the insane." (No. 1077, Int. No. 875.)

"An act to amend section 8 of the Public Buildings Law, in relation to the duties of the State Architect." (No. 1235, Int. No. 898.)

"An act to legalize the establishment of Union Free School District No. 9, in the town of Mount Pleasant, county of Westchester, and the acts of the board of trustees thereof." (No. 1034, Int. No. 851.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Annie M. Smith, against the State of New York, for damages alleged to have been sustained by her at the State Industrial School, Rochester, on or about January 21, 1901." (No. 283, Int. No. 265.)

"An act to authorize the holding of special terms of the Supreme Court in the cities of Jamestown and Olean." (No. 328, Int. No. 311.)

"An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds by the town of Southport in said county." (No. 1029, Int. No. 845.)

"An act making an appropriation for repairing and enlarging the State Armory heretofore erected for the use of the Forty-seventh Regiment, National Guard of the State of New York." (No. 1283, Int. No. 267.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 485 of the Laws of 1883, entitled 'An act in relation to the construction of sewers in the city of Schenectady, and to authorize the common council of said city to borrow money for that purpose,' and the acts amendatory thereof, relative to the issue of bonds." (No. 1111, Int. No. 888.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Schenectady.

“An act to amend the Highway Law, relative to county supervision of highways.” (No. 1196, Int. No. 435.)

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Kelsey, the House adjourned.

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WEDNESDAY, MARCH 19, 1902.

The House met pursuant to adjournment.

Prayer by Rev. Arthur M. Smith, Rensselaer, N. Y.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The privileges of the floor were granted to Gen. Daniel E. Sickles and the Hon. Charles O. Roberts.

The Senate sent for concurrence the following entitled bills:

“An act to amend the Greater New York Charter, in relation to qualifications of patrolmen and firemen” (No. 905, Rec. No. 300), which was read the first time and referred to the committee on affairs of cities.

“An act to amend chapter 182 of the Laws of 1898, entitled ‘An act for the government of the cities of the second class,’ as amended by chapter 581 of the Laws of 1899” (No. 992, Rec. No. 301), which was read the first time and referred to the committee on affairs of cities.

“An act relating to membership corporations, constituting chapter 43 of the general laws, in relation to drawing juries on exhibition grounds” (No. 1006, Rec. No. 302), which was read the first time and referred to the committee on the judiciary.

“An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000” (No. 952, Rec. No. 303), which was read the first time and referred to the committee on internal affairs.

“An act making provision for issuing bonds to the amount of not to exceed thirty-one million eight hundred thousand dollars for the improvement of the Erie canal and the Champlain canal



and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902" (No. 733, Rec. No. 304), which was read the first time and referred to the committee on canals.

"An act to change the corporate name of the American Deposit and Loan Company to the Equitable Trust Company of New York" (No. 1028, Rec. No. 305), which was read the first time and referred to the committee on banks.

"An act to amend chapter 39 of the Laws of 1874, entitled 'An act to reorganize the village of Medina,' in relation to the police department" (No. 1027, Rec. No. 306), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State convention of Universalists' as amended by chapter 356 of the Laws of 1880, entitled 'An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State convention of Universalists,'" and to organize a missionary board, and define its powers and duties" (No. 861, Rec. No. 307), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend an act entitled 'An act to enable any person or persons whose rights have been impaired by the action of any municipality in the State in derogation of its grant or covenant to bring an action,' being chapter 659 of the Laws of 1901" (No. 975, Rec. No. 308), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of abating all nuisance existing in the Ohio basin slip, in the city of Buffalo, between the south line of Elk street and the Main and Hamburg street canal, and to fill the prism of said slip with solid material, and to do any and all work that may be necessary in the abatement of such nuisance" (No. 1018, Rec. No. 309), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the abandonment of the Clark and Skinner canal, between the south line of the Main and Hamburg street canal and the north line of the Buffalo river, in the city of Buffalo, the abatement of the nuisance created thereby, and vesting the title and ownership to the lands and premises included therein in said city" (No. 1017, Rec. No. 310), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the holding of town meetings and elections in the county of Montgomery" (No. 898, Rec. No. 311), which was read the first time and referred to the committee on internal affairs.

"An act to authorize the county of Albany to provide for the temporary detention of juvenile delinquents with the Mohawk and Hudson River Humane Society and make compensation therefor" (No. 991, Rec. No. 312), which was read the first time and referred to the committee on general laws.

"An act to amend chapter 91 of the Laws of 1895 relative to the Society of the War of Eighteen Hundred and Twelve" (No. 708, Rec. No. 314), which was read the first time and referred to the committee on general laws.

"An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws'" (No. 970, Rec. No. 315), which was read the first time and referred to the committee on excise.

"An act to amend the Poor Law, relative to pestilences in almshouses and elsewhere" (No. 932, Rec. No. 316), which was read the first time and referred to the committee on internal affairs.

"An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employees" (No. 967, Rec. No. 317), which was read the first time and referred to the committee on labor and industries.

"An act to authorize the city of Ithaca to borrow money and issue its bonds therefor, for the payment of the expenses in

repairing damage caused by flood" (No. 1003, Rec. No. 318), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the Hudson River Electric Company to erect and maintain a dam across the Hudson river, between Glens Falls and Palmers Falls" (No. 927, Rec. No. 319), which was read the first time and referred to the committee on electricity, gas and water supply.

"An act to legalize, ratify and confirm a loan of \$3,000 made January 15, 1881, by the United German and French Roman Catholic Cemetery Association of the city of Buffalo to the German Roman Catholic Orphan Asylum, of said city, upon its bond and mortgage and to authorize and empower said cemetery association to forgive and release as a gift to said orphan asylum, its entire indebtedness and obligation in and under its said bond and mortgage and the loan thereby secured" (No. 958, Rec. No. 320), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing land as a site on which to erect a quarantine hospital" (No. 867, Rec. No. 321), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 2513 of the Code of Civil Procedure relative to stenographer for surrogates courts in counties other than New York and Kings" (No. 999, Rec. No. 322), which was read the first time and referred to the committee on codes.

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to powers of and contracts by the board of public works" (No. 1031, Rec. No. 323), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 1006 and section 1019 of chapter 466 of the Laws of 1901, entitled 'An act to amend the Greater New York Charter, chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and

about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof," relative to interest on unpaid assessments " (No. 573, Rec. No. 326), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Banking Law relative to securities in which deposits in savings banks may be invested " (No. 1005, Rec. No. 327), which was read the first time and referred to the committee on banks.

"An act to amend chapter 49 of the Laws of 1868, passed March 24, 1868, entitled 'An act to amend the charter of the National Travelers' Insurance Company, and also to amend an act entitled "An act to authorize the National Travelers' Insurance Company to effect insurance upon the lives of individuals,"' passed April 9, 1867 " (No. 749, Rec. No. 328), which was read the first time and referred to the committee on insurance.

"An act in relation to an existing grade crossing over the Harlem railroad at Mount Vernon avenue and Oak street in the city of Mt. Vernon, and to provide for the payment of the cost of the change thereof and of the work to be done " (No. 739, Rec. No. 329), which was read the first time and referred to the committee on affairs of cities.

"An act to prevent and punish the desecration of the flag of the United States " (No. 769, Rec. No. 330), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Penal Code by inserting therein five additional sections to be known as sections 468-a, 468-b, 468-c, 468-d and 468-e, relative to criminal anarchy " (No. 938, Rec. No. 331), which was read the first time and referred to the committee on codes.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 857 of the Laws of 1866, entitled 'An act to incorporate the Brooklyn Improvement Company,' relative to the powers of such company (No. 941, Rec. No. 324), which was read the first time.



On motion of Mr. Woody, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Woody, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

· { AYES    99 }  
          { NOES    00 }

Those who voted in the affirmative, were

Adams	Cook	Griffith	Morgan	Ruehl
Adler	Costello	Hanford	Neville	Salyerds
Ahern	Coughtry	Hewitt	Nye	Sanders
Allds	Cowan	Hoadley	O'Brien	Scanlon
Allen J A	Daly	Keenan	O'Malley	Seymour
Allston	Day	Knipp	Oттerson	Sherer
Ash	Davis M	Landon	Oxford	Sloane
Baldwin	Dickinson	Langhorst	Palmer	Smith G H
Barrett	Dooling	Leggett	Patton	Smith J E
Bennet	Doughty	Lewis	Pendry	Smith J T
Blackwell	Duross	Litthauer	Phipps	Snyder
Bordwell	Dusinbery	Manee	Prince	Stiles
Bourke	Fancher	Marson	Reeve	Townsend
Bradley	Ferre	McCullough	Reilley	Treat
Brooks	Fisher	McInerney	Remsen	Wainwright
Burnett	Fitzgerald	McMillan	Reynolds	Weber
Burns	Fitzp'ck W P	McQuade	Richter	Williams
Cadin	Fowler	Meeks	Robinson	Wolf
Chambers	Gardiner	Monroe	Rogers	Woody
Conkling	Graeff	Moran	Ross	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

“An act to provide for a public wharf or dock in the village of Port Chester” (No. 1014, Rec. No. 313), which was read the first time.

On motion of Mr. Apgar, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Apgar, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 105 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Salyerds
Adler	Dale	Hewitt	Neville	Sanders
Allds	Daly	Hoadley	Newcomb	Scanlon
Allen F E	Day	Hughes	Nye	Schneider
Allen J A	Davis G	Keenan	O'Brien	Sherer
Apgar	Dickinson	Knipp	Orr	Sloane
Baldwin	Dooling	Landon	Outterson	Smith C W
Barrett	Doll	Langhorst	Palmer	Smith G H
Bennet	Duer	Leggett	Patchin	Smith J T
Bordwell	Duross	Lewis	Pendry	Snyder
Bourke	Egan	Litthauer	Phillips	Stiles
Brill	Fancher	Manee	Plank	Sulzberger
Burke	Finch	Marson	Platt	Townsend
Burnett	Fitzgerald	McAdam	Rainey	Treat
Cadin	Fitzp'ck J H	McCullough	Reeve	Wainwright
Candee	Fitzp'ck W P	McInerney	Reilley	Weber
Colby	Fowler	McKeown	Reynolds	Weekes
Conkling	Gardiner	McMillan	Rider	Williams
Cook	Graeff	McQuade	Robinson	Wilson
Coon	Griffith	Meeks	Rogers	Woody
Cotton	Hammond	Merritt	Ruehl	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Greater New York Charter relative to places of public amusement" (No. 1029, Rec. No. 325), which was read the first time.

On motion of Mr. Palmer, and by unanimous consent said bill was read the second time, and ordered to a third reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Kelsey	O'Malley	Scanlon
Adler	Darrison	Knipp	Outterson	Schneider
Ahern	Davis G	Lally	Oxford	Sherer
Allen F E	Dickey	Landon	Patchin	Sloane
Allen J A	Dooling	Langhorst	Patton	Smith C W
Apgar	Duer	Leggett	Pendry	Smith G H
Barrett	Duross	Lewis	Phipps	Smith J E
Bennet	Egan	Litthauer	Plank	Smith J T
Bordwell	Ferre	Manee	Platt	Stevens
Bourke	Fisher	Mansfield	Rainey	Stiles
Brill	Fitzgerald	Marson	Reeve	Sulzberger
Brooks	Fitzp'ck J H	McAdam	Reilley	Townsend
Burnett	Fuller	McInerney	Remsen	Treat
Cadin	Grady	McKeown	Reynolds	Ulmann
Candee	Griffith	McNair	Rider	Weber
Chambers	Hammond	Meeks	Robinson	Weekes
Conkling	Haviland	Merritt	Rogers	Wilson
Coon	Hewitt	Moran	Ross	Wolf
Costello	Higgins	Neville	Ruehl	Woody
Coughtry	Hooker	Newcomb	Salyerds	Yale
Cowan	Hughes	O'Brien	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bedell introduced a bill entitled "An act to amend section 2669 of the Code of Civil Procedure, relating to the public administrator of Kings county and the limitation of the charges

made by him " (Int. No. 1290), which was read the first time and referred to the committee on codes.

Mr. M. Davis introduced a bill entitled "An act to amend the Real Property Law, relative to acknowledgments and proofs of conveyances of real property" (Int. No. 1291), which was read the first time and referred to the committee on the judiciary.

Mr. Robinson introduced a bill entitled "An act ceding to the town of Islip, in the county of Suffolk, the interest of the people of the State of New York, in certain lands under water within the boundaries of said town" (Int. No. 1292), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to prohibit the leasing of the lands under water in the Great South Bay" (Int. No. 1293), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the Commercial Construction Company for extra work and materials alleged to have been performed and supplied by them at the Manhattan State Hospital, Ward's Island, during the years 1897 and 1898" (Int. No. 1294), which was read the first time and referred to the committee on claims.

Mr. Rogers introduced a bill entitled "An act to authorize the State Commission in Lunacy to consent to the improvement and change of route of a highway across the lands of the Binghamton State Hospital" (Int. No. 1295), which was read the first time and referred to the committee on ways and means.

Mr. Seymour introduced a bill entitled "An act to amend the Greater New York Charter, relating to the discipline of the fire department" (Int. No. 1296), which was read the first time and referred to the committee on affairs of cities.

Mr. Weber introduced a bill entitled "An act establishing in and for the county of Kings an additional court of civil jurisdiction" (Int. No. 1297), which was read the first time and referred to the committee on the judiciary.

Mr. G. H. Smith introduced a bill entitled "An act to amend



the Transportation Corporations Law by the addition of a new section in relation to stage routes" (Int. No. 1298), which was read the first time and referred to the committee on the judiciary.

By unanimous consent,

Mr. Nye introduced a bill entitled "An act to provide for repairing abutments and building a bridge over Fall creek in the village of Montour Falls and making an appropriation therefor" (Int. No. 1299), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Fowler introduced a bill entitled "An act to authorize the city of Jamestown to construct or acquire a water supply system, and to create a board of managers thereof, and of the municipal electric light plant within said city" (Int. No. 1300), which was read the first time and referred to the committee on rules.

By unanimous consent,

Mr. Patton introduced a bill entitled "An act to provide for a commission to investigate the nature and value of vaccination, anti-toxine, seropathy, and other alleged prophylatics, and to repeal sections 200 and 201 of chapter 661 of the Laws of 1893" (Int. No. 1301), which was read the first time and referred to the committee on public health.

Mr. Williams introduced a bill entitled "An act to amend chapter 520 of the laws of 1893, relative to index and abstract clerks in the county clerk's office of the county of Onondaga" (Int. No. 1302), which was read the first time and referred to the committee on internal affairs.

Mr. Neville introduced a bill entitled "An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the purpose of the erection of a lighthouse or lighthouses, and a fog signal station on Ward's island, and ceding jurisdiction over the same" (Int. No. 1303), which was read the first time and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. G. H. Smith, Int. No. 984, entitled "An act to make the office of sheriff of Monroe county a salaried office in part, and regulating the management of said office" (No. 1559), reported in favor of the passage of the same with the following amendments:

Page 1, line 4, insert a comma after the word "sheriff."

Page 2, line 1, strike out the word "in."

Same page, line 2, strike out the word "are" and insert the word "is," and insert a comma after the word "pay" and strike out the words "the cause."

Same page, line 9, insert the word "other" after the word "all."

Same page, line 10, strike out all of line after the words "sheriff shall."

Same page, line 11, insert a comma after the word "authorized" and strike out the last word "to."

Same page, line 12, insert a comma after the word "Monroe" and strike out the words "calendar fees."

Same page, line 13, strike out the last four words.

Same page, line 14, strike out all of line.

Same page, line 15, strike out all to the semi-colon.

Same page, line 16, strike out the word "or" and insert the word "and."

Same page, line 19, after the word "county" change period to comma, and insert the words "and all fees to which either the sheriff or the county may be entitled shall be payable in advance."

Page 3, line 7, strike out the last word in line.

Same page, line 8, strike out first three words in line.

Same page, line 13, strike out all in line after the comma.

Same page, line 14, strike out all in line to comma.

Same page, line 15, after the word "him" insert the words "for the benefit of said county."

Same page, line 22, strike out the word "devolving" and insert the words "herein imposed."

Same page, line 23, strike out the words "as herein provided."

Same page, line 26, strike out the word "kept" and insert the word "established," strike out the word "in" and insert the word "at."

Page 4, line 2, strike out the words "for jail pur-" at end of line and the word "poses" at beginning of line 3, and insert the words "as a county jail."

Same page, line 4, strike out the last word "to" and insert the word "at."

Same page, line 5, strike out the word "building" and the word "needful" and insert the word "necessary."

Same page, line 7, strike out the word "the" and insert the words "such county."

Same page, line 9, insert a period at end of line.

Same page, strike out all of line 10,

Same page, strike out all of line 11 and insert the words "Nothing herein shall be deemed to deprive the sheriff of the custody and control of the prisoners therein confined."

Page 5, line 5, at end of "§ 8" insert the words "The court attendants appointed pursuant to law shall also when not actually engaged in the performance of their regular duties, perform such services under the direction of the sheriff, as he may require."

Same page, line 6, strike out last five words.

Same page, line 7, strike out first two words, and a comma after the word "charge" and strike out the word "take."

Same page, line 12, strike out the word "cases" and insert the word "causes."

Same page, line 13, strike out the period and insert a comma, and strike out all of line after the period.

Same page, line 14, strike out all of line to the word "one," and strike out the words "said deputies" and insert the word "whom."

Same page, line 15, strike out the comma and insert a period and strike out all of line after the period.

Same page, line 16, strike out all of line.

Same page, line 17, strike out all of line.

Same page, line 18, strike out all of line.

Same page, line 19, strike out all of line.

Same page, line 20, strike out all of line.

Same page, line 21, strike out all of line to the words "a jailer."

Same page, line 22, strike out the word "yearly" and insert the word "annually."

Same page, line 23, strike out the word "six" and insert the word "seven."

Same page, line 24, strike out the words "and em-" at end of line.

Same page, line 25, strike out the word "plovees" at beginning of line.

Page 6, line 2, strike out the word "department" and insert the word "office;" strike out the word "from" at end of line.

Same page, line 3, strike out the words "him or" at beginning of line.

Same page, strike out all of lines 6, 7, 8, 9, and 10.

Same page, line 11, strike out the word "ninety-nine."

Same page, line 12, strike out all of line after the word "than" and insert the words "those appointed pursuant to section eight hereof."

Same page, line 13, strike out the first five words in line.

Same page, line 21, insert at beginning of line the words "in addition."

Same page, same line, strike out the word "in" and insert the word "to."

Same page, line 23, before the word "treasurer" insert the word "county."

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. O'Malley, Int. No. 1033, entitled "An act abolishing the office of coroner in the county of Erie, and creating the office of county medical examiner and prescribing his duties" (No. 1340), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Hoadley, Int. No. 1267, entitled "An act to provide for the construction of an additional stone arch culvert for the passage of the waters of the Oneida creek under the Erie canal at Durhamville, N. Y., and making an appropriation therefor" (No. 1733), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Coughtry, Int. No. 1203, entitled "An act to exempt certain property belonging to St. John's Church of the City of Albany, and now used for cemetery pur-



poses, from certain liens by way of tax, assessment and judgment, and to permit the same to be used and occupied for other than cemetery purposes" (No. 1613), reported in favor of the passage of the same with the following amendments:

Page 1, line 6, strike out all except the word "that" at end of line and insert the words "assessments for local improvements."

Amend the title to read as follows:

"An act to exempt certain property belonging to Saint John's church of the city of Albany, and now used for cemetery purposes, from certain liens by way of assessments for local improvements, and to permit the same to be used and occupied for other than cemetery purposes."

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

"An act to amend the Forest, Fish and Game Law, in relation to taking fish through the ice with set lines in certain waters of this State." (No. 1122, Int. No. 899.)

"An act to amend the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages." (No. 1508, Int. No. 918.)

"An act to authorize the common council of the city of Cohoes to borrow money by the issuing of bonds for the improvement of the quality and quantity of the present water supply, and the procuring of an additional supply of pure and wholesome water for said city." (No. 1615 Int. No. 1205.)

"An act to amend section 44 of the Railroad Law, relative to checks for baggage." (No. 1366, Int. No. 1052.)

"An act to amend the Greater New York Charter, relative to assessments by the board of assessors." (No. 1517, Int. No. 1137.)

"An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company." (No. 1498, Int. No. 1129.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to authorize the city of Buffalo to issue its bonds for the purpose of widening, deepening, dredging, removing obstructions and otherwise improving Buffalo river, from the Evans slip to the south line of lot 65, Indian Reservation, the city ship canal and Peck slip, or so much of said river, canal or slip as the common council may hereafter determine.” (No. 1596, Int. No. 1186.)

“An act to authorize and empower the city of New York to condemn and acquire the real estate, reservoirs, wells, streams, pumps, pumping station, pipes, machinery, franchises and all other property of the New York and Westchester Water Company, and to provide for the raising of moneys to pay for the same.” (No. 1561, Int. No. 1167.)

“An act in relation to assessments on property exempt from taxation.” (No. 1595, Int. No. 1185.)

“An act to reinstate Walter J. Moor to the police force of the city of New York.” (No. 381, Int. No. 364.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

“An act to amend chapter 857 of the Laws of 1866, entitled ‘An act to incorporate the Brooklyn improvement company,’

relative to the powers of such company." (No. 1451, Int. No. 1099.)

"An act to provide for the holding of town meetings and elections in counties of the State having a certain population." (No. 1393, Int. No. 1073.)

"An act authorizing an investigation as to the expediency and cost of establishing a municipal electric lighting plant in and for the city of Syracuse." (No. 1153, Int. No. 922.)

"An act to amend the Consolidated School Law, in relation to an academy as the academic department of a Union Free School District." (No. 1291, Int. No. 1004.)

"An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways." (No. 1387, Int. No. 1067.)

"An act to appropriate annually the sum of \$5,000 for the benefit of the benevolent funds of the former volunteer fire departments of the former towns, Flatbush, New Utrecht, Gravesend and Flatlands." (No. 1589, Int. No. 1128.)

"An act to amend the Labor Law, relating to the definition of a factory." (No. 513, Int. No. 459.)

"An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers." (No. 1412, Int. No. 1082.)

"An act to amend chapter 39 of the Laws of 1874, entitled 'An act to reorganize the village of Medina,' in relation to the police department." (No. 1570, Int. No. 1176.)

"An act to authorize the abandonment of a certain school site in the First ward of the borough of Richmond, the discontinuance of the work of erecting a building for a high school thereon, the assessment of damages of certain contractors, the determination of a new school site and the erection thereon of a building for a high school by the continuance and extension of the original contract." (No. 1616, Int. No. 1206.)

"An act in relation to certain grade crossings in the city of Schenectady." (No. 1572, Int. No. 1178.)

“An act to lay out, establish and regulate a public driveway in the city of Troy.” (No. 1555, Int. No. 750.)

“An act making an appropriation for the Adjutant-General to enable him to replace State property destroyed by fire in the Seventy-first Regiment armory.” (No. 1533, Int. No. 1153.)

“An act to authorize the Wallkill fire district to borrow money and issue bonds therefor for fire purposes.” (No. 1614, Int. No. 1204.)

“An act authorizing boards of supervisors to establish county schools of agriculture and domestic economy.” (No. 1389, Int. No. 1069.)

Which report was agree to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to amend the Stock Corporation Law in reference to increasing or reducing capital stock.” (No. 1601, Int. No. 1191.)

“An act to incorporate the Volunteer Firemen’s Benevolent Association of Richmond Hill, New York.” (No. 1397, Int. No. 1077.)

“An act to amend the Tax Law, to provide for and authorize the appointment of a transfer tax clerk by the surrogate of the county of Dutchess and to provide for his compensation.” (No. 1175, Int. No. 933.)

“An act to amend chapter 143 of the Laws of 1892, entitled ‘An act to incorporate the city of Niagara Falls,’ relating to powers of and contracts by the board of public works.” (No. 1550, Int. No. 1161.)

“An act to amend the County Law, relative to district attorneys.” (No. 1605, Int. No. 1195.)

“An act to provide for the reorganization of the police department of the city of Rochester.” (No. 1604, Int. No. 1194.)



“An act to make the provisions of chapter 115 of the Laws of 1898, entitled ‘An act to provide for the improvement of the public highways,’ applicable to the highways of the city of Rome outside of the corporation tax district.” (No. 1594, Int. No. 1184.)

“An act to amend the Forest, Fish and Game Law, in relation to fishing for pickerel through the ice in Orange county.” (No. 895, Int. No. 604.)

Senate, “An act to amend chapter 30 of the Laws of 1885, entitled ‘An act to amend, revise and consolidate the several acts relating to the village of Oneonta, in the county of Otsego,’ and the several acts amendatory thereof, in relation to street surface railroads.” (No. 324, Rec. No. 110.)

Senate, “An act to amend the Village Law, in relation to the proposition for incorporation and consent of property owners thereto, and proceedings thereunder.” (No. 405, Int. No. 82.)

Senate, “An act for the relief of School District No. 5 in the town of Smithtown in the county of Suffolk.” (No. 576, Rec. No. 216.)

Senate, “An act to amend the Penal Code in relation to the sentencing of convicts to State prisons.” (No. 924, Rec. No. 275.)

Senate, “An act to amend section 131 of article 6 of the Tax Law, being chapter 24 of the general laws, as amended by chapter 339 of the Laws of 1898.” (No. 360, Rec. No. 139.)

Senate, “An act to amend the Civil Service Law, in relation to veterans.” (No. 947, Rec. No. 278.)

Senate, “An act to amend the Code of Criminal Procedure relative to certificates of stay upon appeal.” (No. 709, Rec. No. 272.)

Senate, “An act to amend chapter 269 of the Laws of 1897, entitled ‘An act to provide for the construction and maintenance of bridges over the waters between cities and towns or incorporated villages in said towns,’ as amended by chapter 591 of the Laws of 1898 and by chapter 232 of the Laws of 1899, relating to city and town bridge bonds. (No. 797, Rec. No. 228.)

Senate, "An act to amend section 55 of the Insurance Law, in relation to insurance upon the lives of minors." (No. 147, Rec. No. 206.)

Senate, "An act to amend section 61 of chapter 566 of the Laws of 1890, known as the "Transportation Corporations Law," in regard to the incorporation of gas and electric light companies and the powers of such companies." (No. 12, Rec. No. 132.)

Senate, "An act to amend the Business Corporations Law, in relation to stock of shareholders upon consolidation." (No. 915, Rec. No. 269.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

Senate, "An act to amend section 17 of the Railroad Law in relation to railroads in foreign countries." (No. 833, Rec. No. 230.)

Senate, "An act to amend the Domestic Relations Law in relation to marriage." (No. 616, Rec. No. 186.)

Senate, "An act to amend section 58 of the Election Law, entitled 'An act in relation to elections, constituting chapter 6 of the general laws,' relating to places of filing certificates of nomination." (No. 309, Rec. No. 182.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Kelsey, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Seymour, Int. No. 203, entitled "An act to amend the Greater New York Charter, being chapter 466 of the Laws of 1901, by inserting a new section after section 929 to be numbered 930" (No. 728, Senate reprint No. 636), retaining its place on the order of third reading, re-

ported in favor of concurring in the amendments of the Senate made thereto, which report was agreed to.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Haviland	Newcomb	Ruehl
Adler	Cotton	Higgins	Nye	Sanders
Ahern	Coughtry	Hooker	O'Brien	Scanlon
Allds	Dale	Hughes	O'Malley	Schneider
Allen J A	Daly	Kelsey	Orr	Sherer
Allston	Darrison	Knipp	Oттerson	Sloane
Ash	Davis G	Landon	Oxford	Smith C W
Baldwin	Davis M	Langhorst	Palmer	Smith J E
Barrett	Dickinson	Leggett	Patchin	Smith J T
Bedell	Dooling	Lewis	Patton	Snyder
Bennet	Doughty	Litthauer	Pendry	Stevens
Blackwell	Duer	Mansfield	Phillips	Stiles
Bordwell	Dusinbery	McAdam	Plank	Sulzberger
Bourke	Egan	McCullough	Platt	Townsend
Bradley	Ferre	McInerney	Prince	Traub
Brill	Finch	McMillan	Rainey	Treat
Burke	Fisher	McNair	Reeve	Ulmann
Burnett	Fitzp'ck J H	McQuade	Reilly	Weber
Burns	Fowler	Meeks	Reynolds	Weekes
Cadin	Fuller	Merritt	Rider	Williams
Candee	Grady	Monroe	Robinson	Wolf
Chambers	Graeff	Morgan	Rogers	Woody
Conkling	Hammond	Neville	Ross	Yale
Coon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

Mr. Gardiner, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

“An act to create and establish a firemen’s relief and pension fund for the paid fire department of the city of Utica and authorizing the granting and payment of pensions and relief to the officers and members of said department entitled thereto.” (No. 1715, Rec. No. 196.)

“An act to provide for the voluntary retirement of officers and employees in the civil service of the State and its civil divisions and cities.” (No. 1718, Int. No. 295.)

Ordered, That said bills be engrossed for a third reading.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

“An act authorizing an investigation as to the expediency and cost of establishing a municipal electric lighting plant in and for the city of Syracuse.” (No. 1153, Int. No. 922.)

“An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal church.” (No. 1657, Int. No. 1079.)

“An act to amend section 145 of the Code of Civil Procedure.” (No. 1659, Int. No. 1155.)

“An act to amend chapter 174 of the Laws of 1877, entitled ‘An act to establish a fire department in the second school district of the town of Glenville in the county of Schenectady and for the government and maintenance of the same,’ by increasing the amount to be annually raised according to the provisions of the act.” (No. 1656, Int. No. 1032.)

“An act to amend section 1 of title 4 of chapter 25 of the Laws of 1870, entitled ‘An act to incorporate the city of Rome,’ relating to the election and appointment of city and ward officers.” (No. 1658, Int. No. 1081.)

“An act to amend the Railroad Law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith, in cities of the first class.” (No. 1655, Int. No. 901.)

“An act in relation to the Buffalo Fine Arts Academy and the management thereof.” (No. 1661, Int. No. 464.)



“An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed four thousand dollars in liquidation of such indebtedness.” (No. 1662, Int. No. 578.)

“An act to amend chapter 105 of the Laws of 1891, entitled ‘An act to revise the charter of the city of Buffalo,’ in relation to probation officers appointed by the police justice.” (No. 1660, Int. No. 404.)

“An act for the relief of John Chiesa, extending his time to file a notice of intention to sue for personal injuries.” (No. 1584, Int. No. 534.)

“An act to amend chapter 337 of the Laws of 1899, entitled ‘An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the City Court of Binghamton,’ relative to jurisdiction over persons of defendants, power of clerk, procedure and costs.” (No. 1663, Int. No. 925.)

“An act to amend the Penal Code relative to the sale of prepared meats, salads and cheese on Sundays.” (No. 1100, Int. No. 181.)

“An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways.” (No. 1387, Int. No. 1067.)

“An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn.” (No. 1285, Int. No. 998.)

“An act to amend chapter 857 of the Laws of 1866, entitled ‘An act to incorporate the Brooklyn Improvement Company,’ relative to the powers of such company.” (No. 1451, Int. No. 1099.)

“An act to legalize, ratify and confirm a loan of \$3,000 made January 15, 1881, by the United German and French Roman Catholic Cemetery Association of the city of Buffalo to the

German Roman Catholic Orphan Asylum, of said city, upon its bond and mortgage and to authorize and empower said cemetery association to forgive and release as a gift to said orphan asylum, its entire indebtedness and obligation in and under its said bond and mortgage and the loan thereby secured." (No. 1487, Int. No. 1118.)

"An act to amend the Code of Civil Procedure, relative to fees of register and other clerks." (No. 1483, Int. No. 1114.)

"An act to amend the Consolidated School Law, in relation to the disbursement of school moneys by supervisors." (No. 457, Int. No. 415.)

"An act to amend chapter 743 of the Laws of 1894, entitled 'An act to facilitate travel upon elevated railroads in the city of New York,' so as to extend its provisions to railways using the tracks and bridge of said elevated railroads." (No. 1563, Int. No. 1169.)

"An act to amend the Forest, Fish and Game Law, in relation to grouse." (No. 598, Int. No. 537.)

"An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company." (No. 1498, Int. No. 1129.)

"An act to amend section 44 of the Railroad Law, relative to checks for baggage." (No. 1366, Int. No. 1052.)

"An act to amend section 91 of the Railroad Law, relative to consents of property owners and local authorities." (No. 906, Int. No. 759.)

"An act to amend the Consolidated School Law, in relation to an academy as the academic department of a union free school district." (No. 1291, Int. No. 1004.)

"An act to amend the Canal Law, relative to street railways crossing canals." (No. 1664, Int. No. 1000.)

"An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters." (No. 1381, Int. No. 1061.)

"An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on side-paths, for licens-

ing bicycles, for the appointment of side-path commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of side-paths,' relative to the powers of deputy sheriffs." (No. 1032, Int. No. 849.)

"An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes." (No. 1665, Int. No. 1040.)

"An act in relation to the motive power to be used upon the New York and Harlem Railroad in Park avenue, in the city of New York, and the terminals connected therewith." (No. 1588, Int. No. 1105.)

"An act to amend section 1119 of the Code of Civil Procedure, relating to the proceedings by the corporation counsel for the enforcement and collection of jury fines in New York county." (No. 1249, Int. No. 981.)

Mr. Speaker announced the special order, being the bill (No. 1601) entitled "An act to amend the Stock Corporation Law, in reference to increasing or reducing capital stock." (Int. No. 1191.)

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 1397) entitled "An act to incorporate the Volunteer Firemen's Benevolent Association of Richmond Hill, New York." (Int. No. 1077.)

Said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Fitzp'ck W P	McKeown	Reeve
Adler	Coon	Fowler	McMillan	Reynolds
Ahern	Costello	Fuller	McQuade	Richter
Allds	Coughtry	Gardiner	Meeks	Rogers
Allen F E	Cowan	Graeff	Merritt	Ross
Allston	Dale	Hammond	Monroe	Salyerds
Apgar	Daly	Hanford	Moran	Scanlon
Ash	Darrison	Hewitt	Morgan	Seymour
Baldwin	Day	Hoadley	Newcomb	Sloane
Barrett	Davis G	Hooker	Nye	Smith C W
Bedell	Davis M	Keenan	O'Brien	Smith J E
Bennet	Dickey	Kelsey	O'Malley	Snyder
Blackwell	Dickinson	Lally	Orr	Stevens
Bordwell	Dooling	Landon	Oxford	Sulzberger
Bourke	Doll	Langhorst	Palmer	Townsend
Brill	Doughty	Leggett	Patchin	Treat
Brooks	Duer	Lewis	Patton	Wainwright
Burke	Dusinbery	Manee	Pendry	Weekes
Burnett	Fancher	Mansfield	Phipps	Williams
Cadin	Ferre	Marson	Plank	Wilson
Candee	Fisher	McCullough	Platt	Wolf
Colby	Fitzp'ck J H	McInerney	Rainey	Woody

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1175) entitled "An act to amend the Tax Law, to provide for and authorize the appointment of a transfer tax clerk by the surrogate of the county of Dutchess and to provide for his compensation." (Int. No. 933.)

On motion of Mr. Landon, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 99 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Meeks	Robinson
Adler	Cowan	Hewitt	Merritt	Ross
Ahern	Daly	Higgins	Moran	Salyerds
Allen F E	Darrison	Hooker	Morgan	Scanlon
Allen J A	Day	Hughes	Neville	Seymour
Allston	Davis M	Kelsey	Nye	Sloane
Ash	Dickey	Knipp	O'Malley	Smith G H
Baldwin	Dooling	Lally	Orr	Smith J E
Bedell	Doll	Landon	Outterson	Snyder
Blackwell	Duer	Langhorst	Oxford	Stiles
Bourke	Dusinbery	Leggett	Palmer	Townsend
Bradley	Fancher	Lewis	Patton	Traub
Brooks	Finch	Litthauer	Pendry	Ulmann
Burnett	Fitzgerald	Mansfield	Phillips	Wainwright
Cadin	Fitzp'ck W P	Marson	Phipps	Weekes
Chambers	Fuller	McAdam	Platt	Wilson
Colby	Gardiner	McCullough	Prince	Wolf
Cook	Grady	McKeown	Reeve	Woody
Coon	Griffith	McNair	Remsen	Yale
Costello	Hanford	McQuade	Richter	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1550) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to powers of and contracts by the board of public works." (Int. No. 1161.)

On motion of Mr. Leggett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Griffith	Merritt	Ruehl
Adler	Cook	Hammond	Moran	Salyerds
Ahern	Costello	Haviland	Neville	Sanders
Allds	Cotton	Hewitt	Nye	Schneider
Allen F E	Cowan	Higgins	O'Brien	Seymour
Allen J A	Daly	Hooker	Orr	Sloane
Apgar	Day	Hughes	Oxford	Smith C W
Ash	Davis M	Keenan	Palmer	Smith G H
Baldwin	Dickey	Kelsey	Patton	Smith J E
Bedell	Dooling	Knipp	Pendry	Snyder
Bennet	Doll	Landon	Phillips	Stevens
Blackwell	Duer	Langhorst	Plank	Sulzberger
Bordwell	Duross	Leggett	Prince	Townsend
Bourke	Egan	Lewis	Rainey	Treat
Bradley	Ferre	Litthauer	Reeve	Wainwright
Brooks	Finch	Mansfield	Remsen	Weber
Burke	Fitzgerald	McAdam	Richter	Weekes
Burnett	Fitzp'ck J H	McCullough	Rider	Wilson
Burns	Fowler	McKeown	Robinson	Wolf
Candee	Fuller	McNair	Ross	Woody
Chambers	Grady	McQuade		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1605) entitled "An act to amend the County Law, relative to district attorneys." (Int. No. 1195.)

On motion of Mr. M. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Hanford	Monroe	Rogers
Adler	Coon	Haviland	Moran	Ruehl
Ahern	Cotton	Higgins	Morgan	Salyerds
Allds	Coughtry	Hoadley	Newcomb	Sanders
Allen J A	Cowan	Hughes	O'Brien	Schneider
Allston	Daly	Keenan	O'Malley	Seymour
Apgar	Darrison	Knipp	Orr	Sloane
Ash	Day	Lally	Outterson	Smith C W
Barrett	Davis G	Landon	Palmer	Smith G H
Bedell	Davis M	Leggett	Patchin	Smith J T
Bennet	Dickinson	Lewis	Patton	Stevens
Blackwell	Dooling	Litthauer	Pendry	Sulzberger
Bordwell	Doughty	Manee	Phillips	Townsend
Bourke	Duross	Mansfield	Plank	Treat
Bradley	Dusinbery	Marson	Platt	Wainwright
Brooks	Finch	McAdam	Rainey	Weber
Burnett	Fisher	McInerney	Reeve	Williams
Cadin	Fitzp'ck W P	McKeown	Remsen	Wolf
Chambers	Fuller	McNair	Richter	Woody
Colby	Grady	Meeks	Robinson	Yale
Conkling	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1604) entitled "An act to provide for the reorganization of the police department of the city of Rochester." (Int. No. 1194.)

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }  
 { NOES 27 }

Those who voted in the affirmative, were

Adams	Conkling	Hammond	Newcomb	Ruehl
Adler	Cook	Haviland	Nye	Salterds
Ahern	Coon	Hewitt	O'Brien	Schneider
Allds	Costello	Hoadley	O'Malley	Seymour
Allen F E	Cotton	Hooker	Orr	Sherer
Allen J A	Coughtry	Hughes	Outterson	Smith G H
Allston	Darrison	Knipp	Patchin	Smith J T
Apgar	Davis G	Landon	Patton	Snyder
Ash	Davis M	Langhorst	Pendry	Stevens
Bedell	Dickinson	Leggett	Phipps	Stiles
Bennet	Doughty	Lewis	Plank	Townsend
Blackwell	Dusinbery	Mansfield	Rainey	Traub
Brill	Finch	Marson	Reeve	Wainwright
Brooks	Fisher	McMillan	Remsen	Weber
Burnett	Fowler	McQuade	Reynolds	Williams
Cadin	Fuller	Merritt	Robinson	Wilson
Candee	Gardiner	Monroe	Rogers	Woody
Chambers	Graeff	Moran	Ross	Yale
Colby	Griffith	Morgan		

Those who voted in the negative, were

Baldwin	Day	Ferre	Litthauer	Oxford
Barrett	Dickey	Fitzgerald	McAdam	Palmer
Bordwell	Dooling	Fitzp'ck J H	McInerney	Prince
Burke	Doll	Fitzp'ck W P	McKeown	Richter
Burns	Duer	Higgins	Neville	Sulzberger
Dale	Egan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1594) entitled "An act to make the provisions of chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways,' applicable to the highways of the city of Rome outside of the corporation tax district." (Int. No. 1184.)

On motion of Mr. Marson, said bill was read the second time and ordered to a third reading.



Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 101 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Higgins	O'Brien	Schneider
Adler	Daly	Hooker	O'Malley	Sloane
Ahern	Darrison	Keenan	Outterson	Smith G H
Allds	Davis G	Knipp	Palmer	Smith J E
Allen J A	Davis M	Landon	Patchin	Smith J T
Allston	Dickey	Langhorst	Pendry	Snyder
Ash	Dooling	Leggett	Phillips	Stevens
Baldwin	Doll	Litthauer	Phipps	Stiles
Bennet	Duer	Manee	Plank	Sulzberger
Bordwell	Duross	Mansfield	Prince	Traub
Bradley	Egan	McAdam	Reeve	Treat
Brooks	Ferre	McCullough	Reilley	Ulmann
Burke	Fisher	McInerney	Remsen	Wainwright
Burnett	Fitzp'ck J H	McMillan	Richter	Weber
Cadin	Fitzp'ck W P	McNair	Rider	Weekes
Candee	Fuller	Meeks	Robinson	Williams
Chambers	Gardiner	Monroe	Rogers	Wilson
Conkling	Graeff	Morgan	Ruehl	Wolf
Cook	Hammond	Neville	Sanders	Woody
Costello	Haviland	Nye	Scanlon	Yale
Coughtry				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 895) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing for pickerel through the ice in Orange county." (Int. No. 604.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Colby	Fisher	McAdam	Remsen
Adler	Conkling	Fitzp'ck J H	McInerney	Reynolds
Ahern	Cook	Fowler	McMillan	Rider
Allds	Coon	Fuller	McNair	Rogers
Allen J A	Costello	Grady	Meeks	Ross
Allston	Cotton	Griffith	Monroe	Salyerds
Apgar	Coughtry	Hanford	Moran	Scanlon
Ash	Cowan	Hewitt	Neville	Seymour
Baldwin	Daly	Hoadley	Nye	Sloane
Barrett	Darrison	Hughes	O'Brien	Smith J T
Bedell	Day	Kelsey	Orr	Snyder
Bennet	Davis G	Knipp	Outterson	Stiles
Bordwell	Davis M	Lally	Palmer	Townsend
Bourke	Dickey	Langhorst	Patton	Traub
Bradley	Dickinson	Leggett	Pendry	Wainwright
Brooks	Doll	Lewis	Phillips	Weber
Burke	Doughty	Litthauer	Phipps	Weekes
Burnett	Duer	Manee	Platt	Wilson
Cadin	Dusinbery	Mansfield	Prince	Woody
Candee	Egan	Marson	Reeve	Yale
Chambers	Ferre			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1596) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of widening, deepening, dredging, removing obstructions and otherwise improving Buffalo river, from the Evans slip to the south line of lot 65, Indian Reservation, the city ship canal and Peck slip, or so much of said river,

canal or slip as the common council may hereafter determine." (Int. No. 1186.)

On motion of Mr. Malley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Colby	Griffith	Merritt	Rider
Adler	Cook	Hanford	Moran	Rogers
Ahern	Coon	Hewitt	Morgan	Ruehl
Allen F E	Costello	Hoadley	Neville	Salyerds
Allen J A	Cotton	Hooker	Newcomb	Scanlon
Apgar	Coughtry	Keenan	O'Brien	Schneider
Ash	Dale	Knipp	O'Malley	Sherer
Baldwin	Darrison	Landon	Orr	Sloane
Barrett	Day	Langhorst	Oxford	Smith C W
Bennet	Davis M	Leggett	Palmer	Smith J E
Blackwell	Dickinson	Lewis	Patchin	Smith J T
Bordwell	Doll	Litthauer	Patton	Stevens
Bourke	Doughty	Mansfield	Pendry	Sulzberger
Bradley	Duross	Marson	Phipps	Townsend
Brill	Egan	McAdam	Plank	Treat
Brooks	Ferre	McCullough	Platt	Ulmann
Burke	Fisher	McInerney	Rainey	Weber
Burnett	Fitzgerald	McKeown	Reeve	Williams
Burns	Fitzp'ck W P	McMillan	Reilley	Wilson
Cadin	Fuller	McNair	Rensen	Woody
Candee	Gardiner	McQuade	Richter	Yale
Chambers	Grady	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1561) entitled "An act to authorize and empower the city of New

York to condemn and acquire the real estate, reservoirs, wells, streams, pumps, pumping station, pipes, machinery, franchises and all other property of the New York and Westchester Water Company, and to provide for the raising of money to pay for the same " (Int. No. 1167), having been announced for a second reading,

Mr. Seymour moved to amend as follows:

Page 4, lines 20 and 21, after the word "appointing" insert the word "five," and strike out the word "disinteresting," and insert the word "disinterested."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Seymour, said bill was ordered reprinted and placed on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 1595) entitled "An act in relation to assessments on property exempt from taxation." (Int. No. 1185.)

On motion of Mr. Neville, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }  
{ NOES 4 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	McQuade	Rider
Adler	Cowan	Haviland	Merritt	Robinson
Allds	Dale	Higgins	Monroe	Ross
Allen F E	Darrison	Hooker	Moran	Salyerds
Allen J A	Day	Hughes	Morgan	Scanlon
Allston	Davis M	Kelsey	O'Brien	Seymour
Apgar	Dickinson	Knipp	Orr	Sloane



Baldwin	Doll	Landon	Outterson	Smith G H
Bedell	Doughty	Langhorst	Oxford	Smith J T
Blackwell	Duer	Leggett	Patchin	Stevens
Bourke	Dusinbery	Lewis	Pendry	Stiles
Brill	Egan	Litthauer	Phipps	Townsend
Brooks	Ferre	Manee	Plank	Treat
Burnett	Fisher	Marscn	Platt	Wainwright
Candee	Fitzp'ck J H	McAdam	Prince	Weekes
Colby	Fitzp'ck W P	McInerney	Reeve	Williams
Conkling	Fuller	McMillan	Remsen	Woody
Coon	Grady	McNair	Reynolds	Yale
Costello	Griffith			

Those who voted in the negative, were

Davis G      Finch      Newcomb      Wilson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 381) entitled "An act to reinstate Walter J. Moor to the police force of the city of New York." (Int. No. 364.)

On motion of Mr. Adams, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Hewitt	Newcomb	Ruehl
Adler	Daly	Hoadley	Nye	Salyerds
Ahern	Darrison	Hughes	O'Malley	Sanders
Allds	Day	Kelsey	Orr	Scanlon
Allen F E	Davis G	Lally	Outterson	Schneider
Allen J A	Davis M	Landon	Oxford	Sherer
Apgar	Dickey	Langhorst	Patchin	Sloane

Ash	Dickinson	Leggett	Patton	Smith C W
Barrett	Doll	Lewis	Pendry	Smith J E
Bedell	Duer	Litthauer	Phipps	Smith J T
Bennet	Dusinbery	Manee	Plank	Stevens
Bordwell	Egan	Mansfield	Platt	Sulzberger
Bourke	Ferre	Marson	Prince	Townsend
Brill	Finch	McAdam	Rainey	Traub
Burke	Fitzgerald	McCullough	Reeve	Treat
Burns	Fitzp'ek W P	McKeown	Reilley	Wainwright
Candee	Fitzp'ek J H	McNair	Reynolds	Weber
Chambers	Fowler	McQuade	Richter	Weekes
Conkling	Gardiner	Meeks	Rider	Williams
Cook	Grady	Monroe	Robinson	Wolf
Coon	Griffith	Morgan	Rogers	Woody
Cotton	Hammond	Neville	Ross	Yale
Cowan	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 324) entitled "An act to amend chapter 30 of the Laws of 1885, entitled 'An act to amend, revise and consolidate the several acts relating to the village of Oneonta, in the county of Otsego,' and the several acts amendatory thereof, in relation to street surface railroads." (Rec. No. 110.)

On motion of Mr. Allston said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Landon	Newcomb	Sanders
Adler	Davis G	Langhorst	Nye	Scaulon
Ahern	Davis M	Leggett	O'Brien	Schneider

Allen F E	Dickinson	Lewis	O'Malley	Seymour
Allen J A	Doll	Litthauer	Orr	Sloane
Ash	Dusinbery	Manee	Oxford	Smith C W
Baldwin	Fancher	Mansfield	Palmer	Smith G H
Barrett	Finch	Marson	Patton	Smith J E
Blackwell	Fisher	McAdam	Pendry	Smith J T
Bordwell	Fitzgerald	McCullough	Phipps	Snyder
Bourke	Fitzp'ck W P	McInerney	Plank	Stevens
Bradley	Fowler	McKeown	Platt	Sulzberger
Brooks	Grady	McMillan	Reeve	Townsend
Burke	Griffith	McNair	Reilley	Treat
Cadin	Hammond	McQuade	Remsen	Ulmann
Chambers	Haviland	Meeks	Richter	Weber
Conkling	Hewitt	Merritt	Rider	Weekes
Cook	Hoadley	Monroe	Robinson	Williams
Costello	Hughes	Moran	Ross	Wilson
Cotton	Keenan	Morgan	Ruehl	Wolf
Cowan	Knipp	Neville	Salyerds	Yale
Dale				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 405) entitled "An act to amend the Village Law, in relation to the proposition for incorporation and consent of property owners thereto, and proceedings thereunder." (Rec. No. 82.)

Said bill having been announced for a second reading,

On motion of Mr. Bedell said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the Senate bill (No. 576) entitled "An act for the relief of School District No. 5 in the town of Smithtown in the county of Suffolk." (Rec. No. 216.)

On motion of Mr. Robinson said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Gardiner	Meeks	Rider
Adler	Coughtry	Graeff	Merritt	Robinson
Ahern	Cowan	Griffith	Moran	Ross
Allen F E	Dale	Hanford	Morgan	Ruehl
Allen J A	Darrison	Hewitt	Neville	Sanders
Allston	Day	Higgins	Newcomb	Schneider
Apgar	Davis M	Hooker	Nye	Sherer
Baldwin	Dickey	Keenan	O'Brien	Sloane
Bedell	Dickinson	Kelsey	Orr	Smith G H
Bennet	Doll	Lally	Outterson	Smith J T
Bordwell	Doughty	Langhorst	Palmer	Stevens
Bradley	Duer	Leggett	Patchin	Stiles
Brooks	Dusinbery	Lewis	Patton	Townsend
Burke	Egan	Litthauer	Phillips	Treat
Burnett	Fancher	Mansfield	Phipps	Ulmann
Cadin	Finch	Marson	Platt	Wainwright
Candee	Fisher	McAdam	Prince	Weber
Chambers	Fitzgerald	McInerney	Rainey	Williams
Conkling	Fitzp'ck J H	McKeown	Reeve	Wilson
Cook	Fitzp'ck W P	McNair	Remsen	Woody
Costello	Fuller	McQuade	Reynolds	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 924) entitled "An act to amend the Penal Code in relation to the sentencing of convicts to State prisons." (Rec. No. 275.)

On motion of Mr. Salyerds said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ A YES 114 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hammond	Monroe	Reynolds
Adler	Costello	Haviland	Moran	Richter
Ahern	Cotton	Hewitt	Morgan	Rider
Allds	Cowan	Hoadley	Newcomb	Rogers
Allen F E	Dale	Hughes	Nye	Ross
Allen J A	Darrison	Keenan	O'Brien	Salyerds
Apgar	Day	Knipp	O'Malley	Schneider
Ash	Davis M	Landon	Orr	Seymour
Baldwin	Dickinson	Langhorst	Outterson	Sloane
Bedell	Dooling	Leggett	Oxford	Smith C W
Bennet	Doll	Lewis	Palmer	Smith J E
Bordwell	Duer	Litthauer	Patchin	Smith J T
Bourke	Duross	Manee	Patton	Snyder
Bradley	Egan	Mansfield	Pendry	Stevens
Brill	Fancher	Marson	Phillips	Sulzberger
Brooks	Ferre	McAdam	Phippis	Traub
Burke	Fisher	McCullough	Plank	Ulmann
Burnett	Fitzgerald	McInerney	Platt	Wainwright
Cadin	Fitzp'ck J H	McKeown	Prince	Weekes
Candee	Fitzp'ck W P	McNair	Rainey	Wilson
Colby	Fuller	McQuade	Reeve	Wolf
Conkling	Grady	Meeks	Reilley	Woody
Cook	Graeff	Meritt	Remsen	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 360) entitled "An act to amend section 131 of article 6 of the Tax Law, being chapter 24 of the general laws, as amended by chapter 339 of the Laws of 1898." (Rec. No. 139.)

On motion of Mr. Cowan said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cadin	Fitzp'ck W P	McQuade	Rainey
Adler	Candee	Fowler	Meeks	Reilley
Ahern	Chambers	Fuller	Merritt	Remsen
Allds	Colby	Grady	Monroe	Richter
Allen F E	Conkling	Griffith	Moran	Robinson
Allen J A	Coon	Hanford	Morgan	Ross
Allston	Costello	Hoadley	Newcomb	Salyerds
Apgar	Coughtry	Hughes	Nye	Schneider
Baldwin	Cowan	Kelsey	O'Brien	Sloane
Barrett	Daly	Lally	Orr	Smith G H
Bedell	Day	Landon	Oттerson	Smith J T
Bennet	Dickey	Leggett	Oxford	Stevens
Blackwell	Dooling	Lewis	Patchin	Sulzberger
Bordwell	Doughty	Manee	Patton	Traub
Bourke	Duross	Marson	Pendry	Ulmann
Brill	Egan	McAdam	Phillips	Weber
Brooks	Ferre	McCullough	Phipps	Williams
Burke	Finch	McKeown	Platt	Wolf
Burnett	Fisher	McMillan	Prince	Woody
Burns	Fitzp'ck J H			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 947) entitled "An act to amend the Civil Service Law, in relation to veterans." (Rec. No. 278.)

On motion of Mr. Cotton said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 40 }  
{ NOES 35 }

Those who voted in the affirmative, were

Adams	Candee	Leggett	Nye	Plank
Ash	Cotton	Lewis	O'Brien	Reeve
Barrett	Darrison	Litthauer	O'Malley	Robinson
Bedell	Dickey	McAdam	Oxford	Ross
Bourke	Doughty	McKeown	Palmer	Scanlon
Brill	Duer	McMillan	Patchin	Smith J E
Brooks	Fitzgerald	Moran	Patton	Snyder
Burns	Hoadley	Neville	Phipps	Sulzberger

Those who voted in the negative, were

Allds	Chambers	Egan	Morgan	Sherer
Allen F E	Colby	Finch	Newcomb	Smith G H
Allston	Coon	Fisher	Rainey	Smith J T
Apgar	Costello	Fowler	Reynolds	Wainwright
Bennet	Dale	Landon	Rider	Weber
Burke	Davis G	Mansfield	Rogers	Williams
Burnett	Dickinson	Monroe	Seymour	Wilson

Mr. Cotton moved to reconsider the vote by which said bill was passed, and that said motion be laid on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 709) entitled "An act to amend the Code of Criminal Procedure, relative to certificates of stay upon appeal." (Rec. No. 272.)

On motion of Mr. McKeown said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Higgins	Morgan	Ruehl
Adler	Cowan	Hoadley	Newcomb	Salverds
Ahern	Daly	Hughes	Nye	Sanders
Allen F E	Day	Kelsey	O'Brien	Scanlon
Allen J A	Davis G	Knipp	Orr	Schneider
Allston	Davis M	Lally	Outterson	Sherer
Apgar	Dickinson	Landon	Oxford	Sloane
Ash	Doll	Langhorst	Patchin	Smith C W
Baldwin	Duer	Leggett	Patton	Smith J E
Barrett	Dusinbery	Lewis	Pendry	Smith J T
Bedell	Fancher	Manee	Phillips	Stevens
Blackwell	Ferre	Mansfield	Plank	Stiles
Bordwell	Fisher	Marson	Platt	Townsend
Brill	Fitzgerald	McAdam	Prince	Treat
Brooks	Fitzp'ck W P	McCullough	Rainey	Ulmann
Burke	Fowler	McKeown	Reeve	Weber
Burns	Fuller	McMillan	Reilley	Weekes
Candee	Grady	McQuade	Remsen	Wilson
Chambers	Graeff	Meeks	Richter	Wolf
Colby	Hammond	McAdam	Rider	Woody
Conkling	Hanford	Monroe	Robinson	Yale
Cook	Hewitt	Moran	Ross	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 797) entitled "An act to amend chapter 269 of the Laws of 1897, entitled 'An act to provide for the construction and maintenance of bridges over the waters between cities and towns or incorporated villages in said towns,' as amended by chapter



591 of the Laws of 1898 and by chapter 232 of the Laws of 1899, relating to city and town bridge bonds." (Rec. No. 228.)

On motion of Mr. Apgar said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cook	Hughes	Monroe	Ross
Adler	Costello	Keenan	Moran	Ruehl
Allds	Coughtry	Kelsey	Morgan	Sanders
Allen F E	Cowan	Knipp	Newcomb	Schneider
Allen J A	Daly	Lally	Nye	Seymour
Allston	Davis G	Landon	O'Malley	Sloane
Apgar	Dickey	Langhorst	Orr	Smith C W
Ash	Dooling	Leggett	Outterson	Smith J E
Baldwin	Doughty	Lewis	Oxford	Snyder
Barrett	Duross	Manee	Palmer	Stevens
Bennet	Dusinbery	Mansfield	Patton	Sulzberger
Blackwell	Fancher	Marson	Pendry	Townsend
Bourke	Finch	McAdam	Phillips	Treat
Bradley	Fitzp'ck J H	McCullough	Phipps	Ulmann
Brill	Fowler	McInerney	Plank	Weber
Brooks	Gardiner	McKeown	Prince	Weekes
Burnett	Graeff	McMillan	Rainey	Williams
Burns	Hammond	McNair	Reilley	Wolf
Candee	Haviland	McQuade	Reynolds	Woody
Chambers	Hewitt	Meeks	Rider	Yale
Colby	Hoadley	Merritt	Robinson	

In the negative,  
Wainwright

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 147) entitled "An act to amend section 55 of the Insurance Law in relation to insurance upon the lives of minors." (Rec. No. 206.)

On motion of Mr. Palmer said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Haviland	Morgan	Robinson
Adler	Cotton	Higgins	Newcomb	Ross
Allds	Cowan	Hoadley	Nye	Ruehl
Allen F E	Dale	Hooker	O'Brien	Sanders
Allen J A	Darrison	Keenan	Orr	Schneider
Apgar	Day	Knipp	Outterson	Seymour
Baldwin	Davis M	Lally	Oxford	Sloane
Barrett	Dickinson	Landon	Palmer	Smith G H
Bennet	Dooling	Langhorst	Patchin	Smith J E
Blackwell	Doughty	Leggett	Patton	Snyder
Bourke	Duross	Lewis	Pendry	Stevens
Brill	Dusinbery	Litthauer	Phillips	Sulzberger
Brooks	Egan	Mansfield	Plank	Traub
Burnett	Ferre	Marson	Platt	Ulmann
Cadin	Fisher	McCullough	Prince	Wainwright
Candee	Fitzp'ck J H	McKeown	Reeve	Weber
Chambers	Fitzp'ck W P	McMillan	Reilley	Williams
Colby	Fuller	McQuade	Remsen	Wolf
Conkling	Grady	Meeks	Reynolds	Woody
Cook	Griffith	Monroe	Rider	Yale
Coon	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 12) entitled "An act to amend section 61 of chapter 566 of the Laws of 1890, known as the 'Transportation Corporation Law' in regard to the incorporation of gas and electric light companies and the powers of such companies." (Rec. No. 132.)

On motion of Mr. Monroe, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 103 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Fuller	McMillan	Richter
Adler	Cowan	Gardiner	McNair	Robinson
Allds	Dale	Grady	Meeks	Rogers
Allen F E	Daly	Griffith	Monroe	Ruehl
Allston	Darrison	Hammond	Moran	Salyerds
Apgar	Davis G	Hanford	Neville	Sanders
Baldwin	Davis M	Haviland	Nye	Schneider
Barrett	Dickey	Higgins	O'Brien	Seymour
Bedell	Dooling	Hoadley	O'Malley	Sloane
Bennet	Doll	Hughes	Outterson	Smith C W
Blackwell	Doughty	Kelsey	Oxford	Smith J E
Bordwell	Duer	Knipp	Palmer	Snyder
Bourke	Duross	Landon	Patchin	Stiles
Brill	Egan	Langhorst	Phillips	Townsend
Burke	Fancher	Leggett	Phipps	Treat
Burnett	Ferre	Lewis	Plank	Wainwright
Cadin	Finch	Litthauer	Prince	Weekes
Candee	Fisher	Manee	Reeve	Wilson
Colby	Fitzp'ck J H	Marson	Remsen	Woody
Cook	Fitzp'ck W P	McAdam	Reynolds	Yale
Coon	Fowler	McInerney		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 915) entitled "An act to amend the Business Corporation Law in relation to stock of shareholders upon consolidation" (Rec. No. 269), having been announced for a second reading,

On motion of Mr. Morgan said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 1451) entitled "An act to amend chapter 857 of the Laws of 1866, entitled An act to incorporate the Brooklyn Improvement Company,' relative to the powers of such company" (Int. No. 1099), having been announced for a third reading,

On motion of Mr. Woody, said bill was laid aside and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 1393) entitled "An act to provide for the holding of town meetings and elections in counties of the State having a certain population." (Int. No. 1073.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Coon	Haviland	Moran	Ross
Adler	Costello	Hewitt	Neville	Salverds
Ahern	Cotton	Hoadley	Newcomb	Sanders
Allds	Cowan	Hooker	Nye	Scanlon
Allen F E	Dale	Keenan	O'Malley	Seymour
Allen J A	Daly	Kelsey	Orr	Sherer
Allston	Darrison	Lally	Oxford	Smith C W
Apgar	Day	Landon	Patchin	Smith G H



Baldwin	Davis M	Langhorst	Patton	Smith J E
Bedell	Dickey	Leggett	Pendry	Smith J T
Bennet	Dooling	Lewis	Phillips	Snyder
Blackwell	Doll	Litthauer	I hipps	Stiles
Bordwell	Duer	Manee	Plank	Sulzberger
Bourke	Duross	Marson	Platt	Traub
Brill	Egan	McAdam	Fainey	Treat
Brooks	Ferre	McInerney	Reeve	Ulmann
Burke	Fisher	McKeown	Reilley	Weber
Burnett	Fitzgerald	McMillan	Remsen	Weekes
Burns	Fowler	McQuade	Reynolds	Wilson
Candee	Gardiner	Meeks	Richter	Wolf
Colby	Graeff	Merritt	Robinson	Woody
Conkling	Hammond	Monroe	Rogers	Yale

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1153) entitled "An act authorizing an investigation as to the expediency and cost of establishing a municipal electric lighting plant in and for the city of Syracuse." (Int. No. 922.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Colby	Fisher	Lewis	Oulterson
Adler	Cook	Fitzp'ck J H	Litthauer	Oxford
Ahern	Costello	Fowler	Mansfield	Patchin
Allen F E	Coughtry	Fuller	Marson	Patton
Allen J A	Dale	Grady	McAdam	Pendry
Allston	Daly	Griffith	McCullough	Phillips
Apgar	Day	Hammond	McInerney	Plank

Ash	Darrison	Hanford	McMillan	Platt
Barrett	Davis G	Hewitt	McNair	Prince
Baldwin	Davis M	Higgins	McQuade	Reeve
Bedell	Dickinson	Hooker	Merritt	Reilley
Blackwell	Dooling	Hughes	Monroe	Remsen
Bourke	Doughty	Keenan	Moran	Richter
Bradley	Duross	Knipp	Morgan	Salyerds
Brooks	Dusinbery	Lally	Newcomb	Schneider
Burnett	Egan	Landon	Nye	Seymour
Cadin	Fancher	Langhorst	O'Brien	Smith C W
Chambers	Ferre	Leggett	Orr	Stevens

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1291) entitled "An act to amend the Consolidated School Law, in relation to an academy as the academic department of a union free school district." (Int. No. 1004.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hughes	Newcomb	Ruehl
Adler	Daly	Keenan	O'Brien	Sanders
Ahern	Darrison	Knipp	O'Malley	Scaulon
Allds	Davis G	Lally	Orr	Schneider
Allen F E	Dickey	Landon	Outtersen	Sherer
Allen J A	Dooling	Langhorst	Palmer	Sloane
Apgar	Doughty	Leggett	Patchin	Smith G H
Ash	Duer	Lewis	Patton	Smith J E
Barrett	Dusinbery	Litthauer	Pendry	Smith J T
Bedell	Egan	Manee	Phipps	Snyder
Blackwell	Ferre	Marson	Plank	Stiles
Bourke	Fisher	McAdam	Platt	Sulzberger
Bradley	Fitzgerald	McInerney	Prince	Townsend

Brooks	Fitzp'ck J H	McKeown	Rainey	Traub
Burke	Fowler	McMillan	Reeve	Ulmann
Burns	Fuller	McNair	Reilley	Wainwright
Cadin	Grady	McQuade	Remsen	Weber
Chambers	Griffith	Merritt	Reynolds	Weekes
Conkling	Hammond	Monroe	Richter	Williams
Coon	Haviland	Moran	Rider	Wolf
Costello	Higgins	Morgan	Rogers	Woody
Coughtry	Hoadley	Neville	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1387) entitled "An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways." (Int. No. 1067.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Daly	Landon	O'Malley	Sanders
Adler	Davis G	Langhorst	Orr	Scanlon
Ahern	Dickey	Leggett	Outtersen	Seymour
Allen F E	Dooling	Lewis	Patchin	Sherer
Allen J A	Doll	Litthauer	Patton	Smith C W
Apgar	Duer	Manee	Pendry	Smith G H
Ash	Egan	Mansfield	Phipps	Smith J T
Barrett	Ferre	Marson	Plank	Snyder
Bedell	Fisher	McAdam	Prince	Stevens
Blackwell	Fitzp'ck J H	McCullough	Rainey	Stiles
Bourke	Fowler	McInerney	Reeve	Sulzberger
Bradley	Gardiner	McMillan	Reilley	Traub
Brooks	Graeff	McQuade	Remsen	Treat
Burke	Hammond	Meeks	Richter	Wainwright
Burns	Hanford	Merritt	Rider	Weber

Cadin	Hewitt	Monroe	Robinson	Williams'
Chambers	Hoadley	Morgan	Rogers	Wilson
Conkling	Hooker	Neville	Ross	Wolf
Coon	Keenan	Newcomb	Ruehl	Woody
Coughtry	Kelsey	O'Brien	Salyerds	Yale
Dale	Knipp			

In the negative,  
Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1589) entitled "An act to appropriate annually the sum of \$5,000 for the benefit of the benevolent funds of the former volunteer fire departments of the former towns, Flatbush, New Utrecht, Gravesend and Flatlands." (Int. No. 1128.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 105 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Neville	Sanders
Adler	Dale	Hanford	Newcomb	Schneider
Ahern	Daly	Hewitt	O'Brien	Seymour
Allds	Day	Higgins	O'Malley	Sherer
Allen J A	Davis G	Hooker	Outterson	Smith G H
Allston	Dickey	Keenan	Oxford	Smith J E
Ash	Dickinson	Knipp	Palmer	Smith J T
Barrett	Doll	Landon	Patten	Snyder
Bedell	Doughty	Langhorst	Pendry	Stevens
Blackwell	Duross	Leggett	Phipps	Stiles
Bordwell	Dusinbery	Litthauer	Plank	Sulzberger
Bradley	Egan	Manee	Platt	Townsend
Brooks	Fancher	Marson	Rainey	Traub
Burke	Ferre	McAdam	Reilly	Treat



Burns	Fisher	McInerney	Remsen	Wainwright
Cadin	Fitzgerald	McKeown	Reynolds	Weber
Candee	Fitzp'ck J H	McMillan	Richter	Weekes
Colby	Fitzp'ck W P	McQuade	Robinson	Williams
Conkling	Fuller	Merritt	Rogers	Wilson
Coon	Gardiner	Monroe	Ruehl	Wolf
Cotton	Graeff	Moran	Salyerds	Woody

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 513) entitled "An act to amend the Labor Law, relating to the definition of a factory." (Int. No. 459.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }  
{ NOES 22 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Newcomb	Salyerds
Allds	Dale	Hoadley	Nye	Scanlon
Allen F E	Darrison	Hughes	Orr	Schneider
Allen J A	Davis G	Knipp	Outterson	Seymour
Apgar	Dickinson	Landon	Palmer	Sherer
Bedell	Doughty	Langhorst	Patchin	Smith G H
Bennet	Duer	Leggett	Patton	Smith J E
Blackwell	Dusinbery	Lewis	Phipps	Smith J T
Brill	Finch	Mansfield	Plauk	Snyder
Burnett	Fisher	Marson	Rainey	Stevens
Cadin	Fowler	McInerney	Reeve	Stiles
Candee	Fuller	McKeown	Remsen	Townsend
Chambers	Gardiner	McMillan	Reynolds	Wainwright
Colby	Graeff	Merritt	Rider	Williams
Conkling	Griffith	Monroe	Robinson	Wilson
Cook	Hammond	Morgan	Rogers	Woody
Coon	Haviland	Neville	Ross	Yale
Costello				

Those who voted in the negative, were

Ahern	Brooks	Dooling	Litthauer	Prince
Ash	Burke	Egan	McAdam	Sanders
Baldwin	Burns	Fitzp'ck W P	Moran	Traub
Barrett	Day	Keenan	Oxford	Weber
Bordwell	Dickey			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1412) entitled "An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers." (Int. No. 1082.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Graeff	Monroe	Rogers
Adler	Dale	Hammond	Moran	Ruehl
Ahern	Daly	Hanford	Neville	Salyerds
Allds	Day	Haviland	Newcomb	Scanlon
Allen F E	Davis G	Hewitt	Nye	Schneider
Allen J A	Dickey	Hoadley	O'Malley	Sherer
Apgar	Dooling	Hooker	Orr	Sloane
Ash	Doli	Hughes	Outterson	Smith C' W
Barrett	Doughty	Kelsey	Oxford	Smith G H
Bedell	Duross	Knipp	Palmer	Smith J T
Blackwell	Dusinbery	Landon	Patchin	Snyder
Bourke	Egan	Langhorst	Pendry	Stevens
Bradley	Fancher	Leggett	Phillips	Stiles
Brill	Ferre	Lewis	Phipps	Townsend
Burke	Finch	Litthauer	Plank	Traub
Burns	Fisher	Mansfield	Platt	Treat
Cadin	Fitzgerald	Marson	Rainey	Wainwright

Chambers	Fitzp'ck J H	McCullough	Reeve	Weber
Conkling	Fitzp'ck W P	McInerney	Reilley	Weekes
Cook	Fowler	McMillan	Reynolds	Wilson
Coon	Fuller	McNair	Richter	Wolf
Costello	Gardiner	Meeks	Rider	Woody
Cotton	Grady	Merritt	Robinson	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1570) entitled "An act to amend chapter 39 of the Laws of 1874, entitled 'An act to reorganize the village of Medina,' in relation to the police department." (Int. No. 1176.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

• { AYES 130 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fitzp'ck W P	McKeown	Rider
Adler	Costello	Fowler	McMillan	Robinson
Ahern	Cotton	Fuller	McNair	Rogers
Allds	Coughtry	Grady	Meeks	Ruehl
Allen F E	Cowan	Graeff	Merritt	Salyerds
Allen J A	Dale	Griffith	Monroe	Scanlon
Allston	Daly	Hammond	Moran	Schneider
Apgar	Darrison	Hanford	Neville	Seymour
Ash	Day	Hewitt	Newcomb	Sherer
Baldwin	Davis G	Higgins	O'Brien	Sloane
Barrett	Davis M	Hoadley	O'Malley	Smith G H
Bedell	Dickey	Hooker	Orr	Smith J E
Bennet	Dickinson	Hughes	Outterson	Smith J T
Blackwell	Dooling	Keenan	Palmer	Stevens
Bordwell	Doll	Kelsey	Patchin	Stiles
Bourke	Doughty	Knipp	Fatton	Sulzberger
Brill	Duer	Lally	Pendry	Traub
Brooks	Duross	Landon	Phipps	Treat

Burke	Dusinbery	Langhorst	Plank	Wainwright
Burnett	Egan	Leggett	Platt	Weber
Burns	Fancher	Lewis	Prince	Weekes
Candee	Ferre	Litthauer	Rainey	Williams
Chambers	Finch	Mansfield	Reeve	Wilson
Colby	Fisher	Marson	Remsen	Wolf
Conkling	Fitzgerald	McAdam	Reynolds	Woody
Cook	Fitzp'ck J H	McCullough	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1616) entitled "An act to authorize the abandonment of a certain school site in the First ward of the borough of Richmond, the discontinuance of the work of erecting a building for a high school thereon, the assessment of damages of certain contractors, the determination of a new school site and the erection thereon of a building for a high school by the continuance and extension of the original contract." (Int. No. 1206.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Monroe	Robinson
Adler	Cowan	Hanford	Moran	Rogers
Ahern	Dale	Haviland	Morgan	Ross
Allds	Daly	Hewitt	Neville	Ruehl
Allen F E	Darrison	Higgins	Newcomb	Salyerds
Allen J A	Day	Hoadley	Nye	Scanlon
Allston	Davis G	Hooker	O'Brien	Schneider
Apgar	Davis M	Hughes	O'Malley	Seymour
Ash	Dickey	Keenan	Orr	Sherer
Baldwin	Dickinson	Knipp	Outtersen	Sloane
Barrett	Doll	Lally	Oxford	Smith C W



Bedell	Doughty	Landon	Palmer	Smith J E
Bennet	Duer	Langhorst	Patchin	Smith J T
Blackwell	Duross	Leggett	Patton	Snyder
Bordwell	Egan	Lewis	Pendry	Stevens
Bourke	Ferre	Litthauer	Phillips	Stiles
Brill	Finch	Mansfield	Ph'pps	Townsend
Brooks	Fisher	Marson	Plank	Treat
Burke	Fitzgerald	McAdam	Platt	U'mann
Burns	Fitzp'ck J H	McCullough	Prince	Wainwright
Cadin	Fitzp'ck W P	McInerney	Rainey	Weber
Chambers	Fuller	McKeown	Reeve	Williams
Colby	Gardiner	McNair	Reilley	Wilson
Conkling	Grady	McQuade	Reynolds	Woody
Cook	Graeff	Meeks	Richter	Yale
Costello	Griffith	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1555) entitled "An act to lay out, establish and regulate a public driveway in the city of Troy." (Int. No. 750.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fuller	McKeown	Rogers
Adler	Costello	Gardiner	McMillan	Ross
Ahern	Cotton	Grady	McNair	Ruehl
Allds	Coughtry	Graeff	McQuade	Salyerds
Allen F E	Cowan	Griffith	Meeks	Sanders
Allen J A	Dale	Hammond	Monroe	Scanlon
Allston	Daly	Hanford	Moran	Schneider
Apgar	Darrison	Haviland	Morgan	Seymour
Ash	Day	Hewitt	Neville	Sherer
Baldwin	Davis G	Higgins	Newcomb	Sloane

Barrett	Davis M	Hoadley	O'Brien	Smith C W
Bedell	Dickey	Hooker	O'Malley	Smith J E
Bennet	Dickinson	Hughes	Orr	Smith J T
Blackwell	Dooling	Keenan	Oxford	Snyder
Bordwell	Doll	Kelsey	Palmer	Stiles
Bourke	Doughty	Knipp	Patchin	Sulzberger
Bradley	Duer	Lally	Patton	Traub
Brill	Duross	Landon	Pendry	Treat
Brooks	Dusinbery	Langhorst	Phillips	Ulmann
Burke	Egan	Leggett	Phipps	Wainwright
Burnett	Fancher	Lewis	Platt	Weber
Burns	Ferre	Litthauer	Prince	Weekes
Cadin	Finch	Manee	Reeve	Williams
Candee	Fisher	Mansfield	Reilley	Wilson
Chambers	Fitzgerald	Marson	Remsen	Wolf
Colby	Fitzp'ek W P	McAdam	Richter	Woody
Conkling	Fitzp'ek J H	McCullough	Robinson	Yale
Cook	Fowler	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1533), entitled "An act making an appropriation for the Adjutant-General to enable him to replace State property destroyed by fire in the Seventy-first Regiment amory." (Int. No. 1153.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 110 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Griffith	Merritt	Salyerds
Adler	Coon	Hanford	Monroe	Sanders
Allds	Costello	Haviland	Morgan	Scanlon
Allen J A	Cotton	Hewitt	Neville	Schneider
Allston	Cowan	Higgins	Nye	Seymour

Apgar	Dale	Hoadley	O'Malley	Sherer
Baldwin	Daly	Hughes	Orr	Smith C W
Barrett	Day	Keenan	Oxford	Smith G H
Bedell	Davis G	Knipp	Patchin	Smith J F
Bennet	Davis M	Lally	Patton	Smith J T
Blackwell	Dickinson	Landon	Phillips	Snyder
Bordwell	Dooling	Langhorst	Phipps	Stiles
Bourke	Doughty	Leggett	Plank	Townsend
Bradley	Duer	Lewis	Platt	Traub
Brill	Dusinbery	Litthauer	Rainey	Treat
Brooks	Egan	Manee	Reeve	Ulmann
Burke	Ferre	Mansfield	Reilley	Wainwright
Burnett	Fitzgerald	Marson	Remsen	Weekes
Burns	Fitzp'ck J H	McCullough	Richter	Williams
Candee	Fowler	McInerney	Robinson	Wilson
Chambers	Gardiner	McNair	Rogers	Wolf
Colby	Grady	McQuade	Ross	Woody

Ordered, That the Clerk' deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1614), entitled "An act to authorize the Wallkill fire district to borrow money and issue bonds therefor for fire purposes." (Int. No. 1204.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hughes	Newcomb	Salyerds
Adler	Daly	Kelsey	Nye	Sanders
Ahern	Day	Lally	O'Malley	Scanlon
Allen F E	Davis G	Landon	Orr	Seymour
Allen J A	Dickey	Langhorst	Oxford	Sloane
Apgar	Dooling	Leggett	Palmer	Smith C W
Ash	Doughty	Lewis	Patchin	Smith G H

Baldwin	Duer	Litthauer	Patton	Smith J T
Bedell	Dusinbery	Manee	Pendry	Snyder
Bennet	Fancher	Mansfield	Phillips	Stevens
Blackwell	Finch	Marson	Phipps	Stiles
Bordwell	Fisher	McCullough	Platt	Sulzberger
Bradley	Fitzp'ck J H	McInerney	Prince	Traub
Brooks	Fowler	McKeown	Rainey	Ulmann
Burke	Fuller	McMillan	Reeve	Wainwright
Burns	Grady	McNair	Reilley	Weber
Cadin	Griffith	McQuade	Reynolds	Weekes
Candee	Hanford	Merritt	Rider	Wilson
Colby	Haviland	Monroe	Robinson	Wolf
Cook	Hewitt	Moran	Ross	Woody
Costello	Hoadley	Neville	Ruehl	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1389), entitled "An act authorizing boards of supervisors to establish county schools of agriculture and domestic economy." (Int. No. 1069.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 113 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Hammond	Moran	Richter
Adler	Costello	Hanford	Morgan	Rider
Ahern	Cotton	Hewitt	Neville	Robinson
Allds	Coughtry	Higgins	Newcomb	Ross
Allen F E	Cowan	Hoadley	Nye	Ruehl
Allen J A	Dale	Hooker	O'Malley	Sanders
Allston	Daly	Keenan	Orr	Scanlon
Apgar	Darrison	Kelsey	Outterson	Schneider
Ash	Davis G	Lally	Oxford	Sherer



Baldwin	Davis M	Landon	Palmer	Smith O W
Barrett	Dickinson	Langhorst	Patchin	Smith G H
Bedell	Doll	Leggett	Patton	Smith J T
Bennet	Doughty	Lewis	Pendry	Stevens
Blackwell	Duross	Manee	Phillips	Stiles
Bordwell	Dusinbery	Marson	Phipps	Townsend
Bradley	Egan	McAdam	Plank	Traub
Brill	Fancher	McCullough	Platt	Ulmann
Burke	Finch	McKeown	Prince	Weber
Burnett	Fitzgerald	McMillan	Rainey	Weekes
Burns	Fitzp'ck J H	McNair	Reeve	Wilson
Candee	Fowler	McQuade	Remsen	Woody
Chambers	Gardiner	Meeks	Reynolds	Yale
Conkling	Graeff	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1122), entitled "An act to amend the Forest, Fish and Game Law, in relation to taking fish through the ice with set lines in certain waters of this State." (Int. No. 899.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Monroe	Ross
Adler	Dale	Hewitt	Moran	Ruehl
Ahern	Daly	Hoadley	Morgan	Sanders
Allds	Day	Hughes	Newcomb	Scanlon
Allen F E	Davis M	Keenan	Nye	Schneider
Allen J A	Dickinson	Kelsey	O'Brien	Seymour
Allston	Dooling	Knipp	O'Malley	Sloane
Ash	Doll	Lally	Orr	Smith C W
Baldwin	Doughty	Landon	Outtersen	Smith G H
Barrett	Duross	Langhorst	Oxford	Smith J T

Bedell	Dusinbery	Leggett	Patchin	Stevens
Blackwell	Fancher	Lewis	Patton	Stiles
Bourke	Ferre	Litthauer	Pendry	Sulzberger
Bradley	Finch	Manee	Phillips	Traub
Brill	Fitzgerald	Mansfield	Phipps	Treat
Burke	Fitzp'ck J H	Marson	Platt	Ulmann
Burnett	Fitzp'ck W P	McCullough	Rainey	Weber
Cadin	Fowler	McInerney	Reeve	Williams
Chambers	Fuller	McKeown	Remsen	Wilson
Colby	Gardiner	McMillan	Reynolds	Wolf
Cook	Graeff	McNair	Rider	Woody
Coon	Griffith	McQuade	Robinson	Yale
Cotton	Hanford	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1508), entitled "An act to amend the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages." (Int. No. 918.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Dale	Graeff	McQuade	Rogers
Adler	Daly	Hammond	Merritt	Ruehl
Ahern	Darrison	Hanford	Monroe	Salyerds
Allen F E	Day	Haviland	Moran	Sanders
Allston	Davis G	Hewitt	Morgan	Schneider
Apgar	Davis M	Higgins	Newcomb	Seymour
Baldwin	Dickey	Hoadley	O'Malley	Sherer
Barrett	Dickinson	Hooker	Orr	Smith C W
Bedell	Dooling	Keenan	Outterson	Smith G H
Blackwell	Doll	Kelsey	Patchin	Smith J T
Bourke	Doughty	Knipp	Patton	Snyder

Bradley	Duer	Landon	Pendry	Stevens
Brill	Duross	Langhorst	Phillips	Stiles.
Brooks	Dusinbery	Leggett	Phipps	Townsend
Burke	Egan	Lewis	Platt	Traub
Burnett	Fancher	Litthauer	Prince	Treat
Burns	Ferre	Mansfield	Rainey	Wainwright
Cadin	Finch	Marson	Reeve	Weber
Chambers	Fitzgerald	McAdam	Reilley	Weekes
Conkling	Fitzp'ck W P	McInerney	Remsen	Wilson
Cook	Fowler	McKeown	Reynolds	Wolf
Costello	Fuller	McMillan	Richter	Woody
Cotton	Grady	McNair	Robinson	Yale
Cowan				

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1615), entitled "An act to authorize the common council of the city of Cohoes to borrow money by the issuing of bonds for the improvement of the quality and quantity of the present water supply, and the procuring of an additional supply of pure and wholesome water for said city." (Int. No. 1205.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Meeks	Rogers
Adler	Cowan	Hanford	Merritt	Ruehl
Ahern	Dale	Hewitt	Monroe	Salyerds
Allds	Daly	Higgins	Morgan	Sanders
Allen F E	Darrison	Hoadley	Neville	Scanlon

Allen J A	Davis G	Hughes	Nye	Schneider
Apgar	Dickey	Keenan	O'Brien	Seymour
Ash	Dickinson	Kelsey	O'Malley	Sherer
Baldwin	Dooling	Knipp	Otterson	Smith C W
Barrett	Doll	Lally	Oxford	Smith G H
Bedell	Duer	Langhorst	Patchin	Smith J E
Bennet	Duross	Leggett	Patton	Snyder
Blackwell	Dusinbery	Lewis	Pendry	Stevens
Bourke	Egan	Litthauer	Phillips	Sulzberger
Bradley	Fancher	Manee	Phipps	Townsend
Brill	Ferre	Mansfield	Plank	Treat
Brooks	Finch	Marson	Prince	Ulmann
Burnett	Fisher	McAdam	Rainey	Wainwright
Burns	Fitzp'ck J H	McCuilough	Reeve	Weekes
Candee	Fitzp'ck W P	McInerney	Remsen	Williams
Chambers	Fowler	McKeown	Reynolds	Wilson
Conkling	Fuller	McMillan	Richter	Woody
Coon	Grady	McQuade	Rider	Yale
Costello	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1366), entitled "An act to amend section 44 of the Railroad Law, relative to checks for baggage." (Int. No. 1052.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 {  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Griffith	Merritt	Ross
Adler	Dale	Hammond	Moran	Ruehl
Ahern	Daly	Hanford	Morgan	Salyerds
Allds	Darrison	Haviland	Neville	Sanders
Allen F. E	Day	Hewitt	Nye	Scanlon
Allen J A	Davis G	Higgins	O'Brien	Seymour



Allston	Davis M	Hooker	Orr	Sherer
Apgar	Dickey	Hughes	Outterson	Sloane
Ash	Dickinson	Keenan	Oxford	Smith G H
Baldwin	Dooling	Kelsey	Palmer	Smith J E
Barrett	Doll	Lally	Patchin	Smith J T
Bennet	Doughty	Landon	Patton	Snyder
Blackwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Burke	Fancher	Manee	Platt	Treat
Burnett	Ferre	Mansfield	Prince	Ulmann
Cadin	Finch	Marson	Reeve	Wainwright
Candee	Fitzgerald	McAdam	Reilley	Weber
Chambers	Fitzp'ck J H	McCullough	Remsen	Weekes
Conkling	Fitzp'ck W P	McInerney	Reynolds	Williams
Cook	Fowler	McKeown	Rider	Wilson
Coon	Gardiner	McMillan	Robinson	Wolf
Cotton	Grady	McNair	Rogers	Yale
Coughtry	Graeff	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1517), entitled "An act to amend the Greater New York Charter, relative to assessments by the board of assessors." (Int. No. 1137.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Grady	Merritt	Ross
Adler	Costello	Graeff	Moran	Ruehl
Ahern	Coughtry	Hammond	Neville	Sanders
Allds	Cowan	Haviland	Newcomb	Scanlon

Allen F E	Dale	Hewitt	O'Brien	Schneider
Allen J A	Darrison	Hooker	Orr	Sherer
Apgar	Day	Keenan	Outterson	Sloane
Ash	Davis M	Kelsey	Palmer	Smith G H
Barrett	Dickinson	Lally	Patchin	Smith J E
Bedell	Dooling	Landon	Patton	Smith J T
Bennet	Doll	Langhorst	Pendry	Stevens
Bordwell	Doughty	Leggett	Phillips	Stiles
Bourke	Duer	Lewis	Phipps	Sulzberger
Bradley	Duross	Litthauer	Plank	Townsend
Brill	Egan	Manee	Platt	Treat
Burke	Fancher	Mansfield	Rainey	Ulmann
Burnett	Ferre	McAdam	Reilley	Wainwright
Burns	Finch	McCullough	Remsen	Weekes
Candee	Fitzgerald	McInerney	Reynolds	Wilson
Chambers	Fitzp'ck J H	McMillan	Richter	Wolf
Colby	Fowler	McNair	Robinson	Woody
Cook	Fuller	Meeks	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1498), entitled "An act to extend the time for the completion of the tunnel and railway of the New York and Jersey Railroad Company." (Int. No. 1129.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fuller	McNair	Rider
Adler	Coon	Gardiner	McQuade	Rogers
Ahern	Costello	Grady	Meeks	Ruehl
Allds	Cotton	Graeff	Merritt	Salyerds
Allen F E	Coughtry	Griffith	Moran	Scanlon
Allen J A	Cowan	Hanford	Morgan	Snyder

Allston	Dale	Hewitt	Neville	Seymour
Apgar	Daly	Higgins	Newcomb	Sherer
Ash	Darrison	Hooker	Nye	Smith C W
Baldwin	Day	Hughes	O'Brien	Smith G H
Barrett	Davis G	Kelsey	O'Malley	Smith J T
Bennet	Dickey	Knipp	Outterson	Snyder
Blackwell	Dickinson	Landon	Oxford	Stevens
Bordwell	Dooling	Langhorst	Palmer	Sulzberger
Bourke	Doughty	Leggett	Patton	Townsend
Bradley	Duer	Lewis	Phillips	Traub
Brill	Dusinbery	Litthauer	Phipps	Treat
Brooks	Egan	Manee	Plank	Ulmann
Burke	Fancher	Mansfield	Platt	Wainwright
Burnett	Ferre	Marson	Prince	Weber
Burns	Finch	McAdam	Rainey	Weekes
Cadin	Fisher	McCullough	Reeve	Wilson
Candee	Fitzgerald	McInerney	Reilley	Wolf
Chambers	Fitzp'ck J H	McKeown	Reynolds	Woody
Colby	Fitzp'ck W P	McMillan	Richter	Yale
Conkling	Fowler			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 833) entitled "An act to amend section 17 of the Railroad Law, in relation to railroads in foreign countries." (Rec. No. 230.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Merritt	Rogers
Adler	Cowan	Haviland	Monroe	Ross
Ahern	Dale	Higgins	Moran	Salyerds
Allds	Darrison	Hoadley	Neville	Sanders

Allen F E	Day	Hooker	Newcomb	Scanlon
Allen J A	Davis G	Hughes	Nye	Schneider
Allston	Davis M	Keenan	O'Brien	Seymour
Apgar	Dickey	Kelsey	O'Malley	Sherer
Ash	Dickinson	Knipp	Orr	Smith C W
Baldwin	Dooling	Lally	Outterson	Smith G H
Barrett	Doughty	Landon	Oxford	Smith J E
Bennet	Duer	Langhorst	Palmer	Snyder
Blackwell	Duross	Leggett	Patchin	Stevens
Bordwell	Dusinbery	Lewis	Patton	Stiles
Bourke	Fancher	Litthauer	Pendry	Townsend
Bradley	Ferre	Manee	Phillips	Traub
Brill	Finch	Marson	Phipps	Treat
Burke	Fitzgerald	McAdam	Platt	Wainwright
Burnett	Fitzp'ck J	HMcCallough	Rainey	Weber
Burns	Fitzp'ck W	PMcInerney	Reeve	Weekes
Candee	Fowler	McKeown	Reiley	Williams
Chambers	Gardiner	McMillan	Remsen	Wilson
Colby	Grady	McNair	Reynolds	Wolf
Conkling	Graeff	McQuade	Richter	Woody
Coon	Griffith	Meeks	Robinson	Yale
Costello	Hammond			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 616) entitled "An act to amend the Domestic Relations Law, in relation to marriages." (Rec. No. 186.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Higgins	Newcomb	Sanders
Adler	Dale	Hoadley	Nye	Scanlon
Ahern	Darrison	Hooker	O'Brien	Schneider



Allds	Daly	Hughes	O'Malley	Sherer
Allen F E	Davis G	Kelsey	Outterson	Sloane
Allen J A	Dickey	Lally	Oxford	Smith C W
Allston	Dickinson	Landon	Palmer	Smith G H
Apgar	Dooling	Langhorst	Patchin	Smith J E
Baldwin	Doll	Leggett	Patton	Smith J T
Barrett	Doughty	Lewis	Pendry	Snyder
Bennet	Duer	Lithauer	Phillips	Stevens
Blackwell	Duross	Mansfield	Phipps	Sulzberger
Bordwell	Dusinbery	Marson	Plank	Townsend
Brill	Fancher	McAdam	Prince	Traub
Brooks	Ferre	McInerney	Rainey	Treat
Burnett	Fisher	McKeown	Reeve	Ulmann
Burns	Fitzp'ck J H	McMillan	Remsen	Wainwright
Candee	Fitzp'ck W P	McNair	Reynolds	Weber
Chambers	Fuller	McQuade	Richter	Williams
Colby	Gardiner	Merritt	Rider	Wilson
Cook	Grady	Monroe	Robinson	Wolf
Coon	Griffith	Moran	Ross	Woody
Coughtry	Hanford	Morgan	Ruehl	Yale
Cotton	Hewitt	Neville	Sal yerds	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1572) entitled "An act in relation to certain grade crossings in the city of Schenectady." (Int. No. 1178.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Moran	Ross
Adler	Cowan	Hewitt	Morgan	Ruehl
Allds	Dale	Higgins	Neville	Sal yerds

Allen F E	Daly	Hoadley	Newcomb	Sanders
Allen J A	Day	Hughes	O'Brien	Scanlon
Ash	Davis G	Keenan	O'Malley	Schneider
Baldwin	Davis M	Kelsey	Orr	Sherer
Barrett	Dickey	Knipp	Outtersen	Sloane
Bedell	Dooling	Landon	Palmer	Smith C W
Bennet	Doll	Langhorst	Patchin	Smith G H
Blackwell	Doughty	Leggett	Patton	Smith J T
Bourke	Duer	Lewis	Pendry	Smith J E
Bradley	Duross	Litthauer	Phillips	Stevens
Brill	Egan	Manee	Plank	Stiles
Brooks	Fancher	Mansfield	Platt	Townsend
Burnett	Finch	Marson	Prince	Traub
Burns	Fisher	McCullough	Rainey	Ulmann
Cadin	Fitzp'ek J H	McKeown	Reilley	Wainwright
Chambers	Fitzp'ek W P	McMillan	Remsen	Weekes
Colby	Fuller	McNair	Reynolds	Williams
Conkling	Gardiner	McQuade	Richter	Wolf
Cook	Graeff	Meeks	Rider	Woody
Coon	Griffith	Merritt	Robinson	Yale
Cotton	Hanford	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 309) entitled "An act to amend section 58 of the Election Law, entitled 'An act in relation to elections, constituting chapter 6 of the general laws,' relating to places of filing certificates of nomination." (Rec. No. 182.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hewitt	Monroe	Ross
Adler	Dale	Higgins	Moran	Ruehl
Ahern	Daly	Hoadley	Neville	Salzerds

Allds	Darrison	Hooker	Newcomb	Sanders
Allen F E	Day	Keenan	O'Brien	Scanlon
Allen J A	Davis G	Kelsey	O'Malley	Seymour
Apgar	Dickey	Knipp	Orr	Sherer
Ash	Dickinson	Lally	Outtersen	Sloane
Baldwin	Doll	Landon	Oxford	Smith C W
Bedell	Doughty	Langhorst	Patchin	Smith G H
Bennet	Duross	Leggett	Patton	Smith J T
Blackwell	Dusinbery	Lewis	Phillips	Snyder
Bordwell	Egan	Litthauer	Phipps	Stevens
Bourke	Ferre	Mansfield	Plank	Stiles
Bradley	Finch	Marson	Platt	Sulzberger
Brooks	Fitzgerald	McAdam	Rainey	Townsend
Burke	Fitzp'ck J H	McCullough	Reeve	Traub
Burnett	Fitzp'ck W P	McInerney	Reilley	Treat
Cadin	Fowler	McKeown	Remsen	Wainwright
Candee	Gardiner	McMillan	Reynolds	Weber
Colby	Graeff	McNair	Richter	Williams
Conkling	Griffith	McQuade	Rider	Wolf
Coon	Hammond	Meeks	Robinson	Woody
Costello	Haviland	Merritt	Rogers	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill (No. 258) entitled "An act to amend subdivision 3 of section 46 of the Legislative Law, relative to the distribution of session laws" (Rec. No. 87), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. O'Brien offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly

of Assembly bill (No. 201) entitled "An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton" (Int. No. 201), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Phipps offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 874) entitled "An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter 503 of the Laws of 1899" (Int. No. 741), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill (No. 874) entitled "An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter 503 of the Laws of 1899" (Int. No. 741), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill (No. 201) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' and the acts amendatory thereof and supplemental thereto, relating to the placing of telegraph, telephone and electric light wires



and cables under ground" (Int. No. 201), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A message from the Governor, by the hand of his Secretary, was received and read.

(See Appendix.)

On motion of Mr. Haviland, said message, with the bill, was laid upon the table.

A message from the Governor, by the hand of his Secretary, was received and read.

(See Appendix.)

On motion of Mr. Hooker, said message, with the bill, was laid upon the table.

The Senate returned the bill (No. 17, Senate reprint No. 973) entitled "An act to regulate public dancing in certain counties of the State" (Int. No. 17), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 10, strike out the period and add the words "and not yet consecrated for public worship therein."

Page 2, line 10, after the word "wedding" insert the words "or reception."

Mr. Bennet moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hooker	Morgan	Ross
Adler	Cowan	Hughes	Neville	Ruehl
Ahern	Dale	Kelsey	Nye	Sanders
Allds	Darrison	Knipp	O'Brien	Scanlon

Allen F E	Davis M	Landon	O'Malley	Schneider
Allen J A	Dickinson	Langhorst	Orr	Sherer
Apgar	Doll	Leggett	Outterson	Sloane
Baldwin	Doughty	Lewis	Palmer	Smith C W
Barrett	Duross	Litthauer	Patchin	Smith G H
Bennet	Dusinbery	Mancee	Pendry	Smith J E
Bordwell	Fancher	Mansfield	Phillips	Snyder
Bourke	Finch	Marson	Plank	Stiles
Bradley	Fisher	McCullough	Platt	Sulzberger
Brooks	Fitzp'ck J H	McInerney	Prince	Traub
Burke	Fowler	McKeown	Rainey	Ulmann
Burnett	Fuller	McNair	Reilley	Wainwright
Cadin	Grady	McQuade	Remsen	Weekes
Chambers	Griffith	Meeks	Richter	Williams
Colby	Hanford	Merritt	Rider	Wolf
Cook	Haviland	Moran	Robinson	Woody
Coon	Higgins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication was received from Hon. Henry S. Clarke, mayor of the city of New Rochelle, returning Assembly bill No. 946, entitled "An act to amend the charter of the city of New Rochelle, in relation to the office of comptroller" (Int. No. 647), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. L. E. Huston, mayor of the city of Lockport, returning Assembly bill No. 1348, entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto, relating to fiscal year and time of making reports by the various boards and city officials; and granting compensation to the aldermen of said city and authorizing the common council to raise by general tax levy sufficient money for the use of said city to meet the demands occasioned by the change in the fiscal year, and to repeal section 279 of said act" (Int. No. 1041), with

a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. L. E. Huston, mayor of the city of Lockport, returning Assembly bill No. 1004, entitled "An act to authorize the city of Lockport to borrow money, by the issue of bonds, for the building and furnishing of a schoolhouse on William street in said city" (Int. No. 829), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Bennet—Mr. Speaker, I raise the point of order under rule 23, page 358 of Blue Book, my point being that, the Special Order having been gone through with, the pending legislation is the last bill reached on the third reading calendar on Monday night, which was my bill.

Mr. Allds—When we quit Monday night we were debating the Davis bill.

Mr. Bennet—Mr. Speaker, every bill down to my bill had been disposed of on the third reading calendar.

Mr. Speaker—The Chair would be inclined to hold that in case the House desires to sit here any longer, that the pending question would be the regular order—the Chair is unable to say whether it was Mr. Bennet's bill or some other gentleman's bill.

Mr. Bennet—My bill.

Mr. Speaker—Following the special order made by the committee on rules is always the regular order, in case the House desires to take it up.

Mr. Bennet—I desire to call up my bill.

Mr. Allds moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Allds, and it was determined in the negative.

Mr. Bennet—Mr. Speaker—

Mr. Speaker—Well, the Chair desires to know whether the gentleman's bill is the next bill on the order. If it is not, it requires unanimous consent to call it up.

Mr. Bennet—I make the statement that it is the next bill on the order.

Mr. Speaker—The Chair will have to receive the statement from the desk. The Chair does not know. What is the number of your bill, Mr. Bennet?

Mr. Bennet—1450, on page 12 of Monday night's calendar.

Mr. Speaker—Is this bill on the order of second or third reading?

Mr. Bennet—Third reading.

Mr. Speaker (to the desk)—What is your first bill on the order of third reading in the regular order which has not gone to the committee on rules?

Mr. Allds—The Davis bill, of course; that was the pending motion when we adjourned. The Davis bill has since been disposed of under the report from the rules committee. That states the facts as to what is the order.

(Speaker consults with Desk.)

Mr. Speaker—The Chair holds that the bill of the gentleman from New York is not the pending question; it is not the next bill upon the calendar, upon the order of third reading; the bill is Mr. Leggett's bill. The gentleman from New York has the right of appeal from the decision of the Chair. What is the further pleasure of the House?

Mr. Bennet—Mr. Leggett's bill has been passed. He so states.

Mr. Speaker—The Chair has only this calendar; that is the only thing he has to guide him. What is the further pleasure of the House?

On motion of Mr. Allds, the House adjourned.



## THURSDAY, MARCH 20, 1902.

The House met pursuant to adjournment.

Prayer by Rabbi Alexander Lyons.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Comptroller, relating to canals, for the fiscal year ending September 30, 1901; which was laid upon the table and ordered printed.

(See Document.)

Also, the twentieth annual report of the New York Agricultural Experiment Station; which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Special Committee of the Assembly appointed to investigate matters pertaining to the State Park and Forest Preserve; which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

“An act to amend the Greater New York Charter, in relation to the fixing of salaries ” (No. 774, Rec. No. 338), which was read the first time and referred to the committee on affairs of cities.

“An act to amend section 10 of the Greater New York Charter, in relation to the powers of the board of estimate and apportionment ” (No. 968, Rec. No. 339), which was read the first time and referred to the committee on affairs of cities.

“An act to provide a purchasing agent for the county of Monroe and to repeal certain existing provisions of law relative thereto ” (No. 1135, Rec. No. 340), which was read the first time.

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Gardiner, and by unanimous consent, said bill was read the third time, having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Merritt	Rider
Adler	Cowan	Hanford	Monroe	Robinson
Ahern	Dale	Haviland	Moran	Rogers
Allds	Daly	Hewitt	Morgan	Ross
Allen F E	Darrison	Higgins	Neville	Ruehl
Allen J A	Day	Hoadley	Newcomb	Sanders
Allston	Davis M	Hooker	Nye	Scanlon
Apgar	Dickey	Hughes	O'Brien	Seymour
Ash	Dickinson	Keenan	O'Malley	Sherer
Baldwin	Dooling	Kelsey	Orr	Sloane
Barrett	Doll	Knipp	Outterson	Smith C W
Bedell	Duer	Lally	Oxford	Smith J E
Bennet	Duross	Landon	Palmer	Smith J T
Blackwell	Dusinbery	Langhorst	Patchin	Snyder
Bordwell	Egan	Leggett	Patton	Stevens
Bradley	Fancher	Lewis	Pendry	Stiles
Brill	Ferre	Litthauer	Phillips	Townsend
Brooks	Finch	Manee	Phipps	Traub
Burke	Fisher	Mansfield	Plank	Treat
Barrett	Fitzgerald	Marson	Platt	Wainwright
Cadin	Fitzp'ck J H	McAdam	Prince	Weber
Candee	Fitzp'ck W P	McCullough	Rainey	Weekes
Chambers	Fuller	McInerney	Reeve	Williams
Colby	Gardiner	McKeown	Reilley	Wilson
Conkling	Grady	McMillan	Remsen	Wolf
Cook	Graeff	McQuade	Reynolds	Woody
Coon	Griffith	Meeks	Richter	Yale
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. G. H. Smith introduced a bill entitled "An act to amend

section 1 of chapter 193 of the Laws of 1888, relating to parks in the city of Rochester, as amended by chapter 436 of the Laws of 1897" (Int. No. 1304), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers introduced a bill entitled "An act to amend the Stock Corporation Law, in reference to increasing or reducing capital stock" (Int. No. 1305), which was read the first time and referred to the committee on the judiciary.

Mr. Doughty introduced a bill entitled "An act to legalize the bonds of Union Free School District No. 9, of the town of Hempstead, in the county of Nassau" (Int. No. 1306), which was read the first time and referred to the committee on public education.

Mr. Salyerds introduced a bill entitled "An act to amend the Code of Criminal Procedure, relative to commitment of prisoners" (Int. No. 1307), which was read the first time and referred to the committee on codes.

Mr. Ahern introduced a bill entitled "An act to authorize the city of Troy to borrow money for the payment of a deficiency arising in the construction of public school building known as No. 10, and to issue its bonds therefor" (Int. No. 1308), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers introduced a bill entitled "An act to provide for the manner in which justices of the Supreme Court of one district shall be assigned to hold courts in another; to fix the compensation they shall receive therefor; and to repeal existing laws relating thereto" (Int. No. 1309), which was read the first time and referred to the committee on the judiciary.

Mr. O'Malley introduced a bill entitled "An act to amend chapter 108 of the Laws of 1891, entitled 'An act to make the office of sheriff of Erie county a salaried office in part and regulating the management of said office,' by providing for the compensation of the under sheriff and deputy sheriffs designated by the board of supervisors of said county" (Int. No. 1310), which was read the first time and referred to the committee on internal affairs.

By unanimous consent,

Mr. Bradley introduced a bill entitled "An act permitting the common council of the city of Buffalo to grant service pensions in certain cases" (Int. No. 1311), which was read the first time and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State Convention of Universalists' as amended by chapter 356 of the Laws of 1880, entitled 'An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State Convention of Universalists,' and to organize a missionary board, and define its powers and duties.'" (No. 861, Rec. No. 307.)

"An act to amend chapter 666 of the Laws of 1893, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Canandaigua, and to repeal certain parts of acts,' as amended by chapter 131 of the Laws of 1894, in relation to the provisions for the police department of said village." (No. 1023, Rec. No. 299.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1613), entitled "An act to exempt certain property belonging to St. John's church of the city of Albany, and now used for cemetery purposes, from certain liens by way of tax, assessment and judgment, and to permit the same to be used and occupied for other than cemetery purposes" (Int. No. 1203), reported in favor of the passage of a substitute bill, and that the same be reprinted and placed on the order of second



and third reading, which report was agreed to, and said substitute bill ordered printed and made a special order on second and third reading.

(See Appendix.)

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 794) entitled "An act making an appropriation for the purpose of repairing the dykes and banks of the Chemung river in the city of Elmira" (Int. No. 679), reported in favor of the passage of the same, with the following amendment:

Strike out all of line 1 and insert as follows:

"Section 1. The sum of fifteen thousand one hundred and twenty-four dollars or."

Which report was agreed to, and said bill ordered reprinted as amended, and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 587) entitled "An act to incorporate the Lower Niagara River Power and Water Supply Company" (Rec. No. 156), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 356) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for wild fowl" (Rec. No. 77), retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendment:

"§ 20-a. [Web-footed wild fowl] Ducks, geese, brant and swan shall not be taken in the counties of Jefferson from February first to August thirty-first, both inclusive; or taken in the night from one-half hour after sunset until [sunrise] daylight."

Which report was agreed to, and said bill ordered reprinted as amended, and placed on the special order of third reading.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1506) entitled "An act to amend the Member-

ship Corporation Law, in relation to amending the certificate of incorporation" (Int. No. 779), retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendments:

Page 1, line 6, after the figure "4" insert the following words: "extension of corporate purposes by supplemental certificates."

Page 2, line 2, strike out the word "such."

Same page, line 3, after the word "article" insert the words "two of this chapter."

Which report was agreed to, and said bill ordered reprinted as amended, and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 370, Assembly reprint No. 1617) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn,' as amended by chapter 702 of the Laws of 1897, as amended by chapter 583 of the Laws of 1900, as amended by chapter 30 of the Laws of 1901, relating to the department of parks" (Rec. No. 116), reported in favor of the passage of the same, with the following amendments:

Page 2, line 12, strike out the words "except that portion of Eastern parkway be—"

Same page, strike out all of line 13.

Same page, line 14, strike out the words "side of Albany avenue."

Same page, line 15 insert "comma" in place of "period" after the word "respectively" and insert after said comma as follows: "except that portion of Eastern parkway between the easterly side of New York avenue and the westerly side of Albany avenue, the court yard restriction shall remain at thirty foot."

Same page, same line, strike out the word "except" and insert the word "and."

Same page, line 20, after the word "Brooklyn" insert the word "shail."

Which report was agreed to, and said bill ordered reprinted as amended, and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the pas-

sage of the same without amendment, and that the same be made special orders on third reading immediately:

“An act in relation to the motive power to be used upon the New York and Harlem Railroad in Park avenue, in the city of New York, and the terminals connected therewith. (No. 1588, Int. No. 1105.)

“An act to amend the Railroad Law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith, in cities of the first class.” (No. 1655, Int. No. 901.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Senate “An act to amend chapter 4 of the Laws of 1891, entitled ‘An act to provide for rapid transit railways in cities of over one million inhabitants.’ (No. 269, Rec. No. 126.)

Senate, “An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested.” (No. 1005, Rec. No. 327.)

Senate, “An act to incorporate an inebriates’ home and to provide for the care and treatment of habitual drunkards therein.” (No. 1667, Senate reprint No. 572, Rec. No. 141.)

“An act to amend the Code of Civil Procedure, in relation to the exemption from jury duty of telegraph operators.” (No. 1299, Int. No. 1012.)

“An act to amend the Railroad Law, in relation to percentage of gross receipts to be paid in cities or villages; report of officers.” (No. 1675, Int. No. 519.)

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim or claims of the Brandow Printing Company, and to render judgment therefor.” (No. 929, Int. No. 782.)

Senate, "An act to authorize the county of Albany to provide for the temporary detention of juvenile delinquents with the Mohawk and Hudson River Humane Society and make compensation therefor." (No. 991, Rec. No. 312.)

Senate, "An act to change the name of the American Deposit and Loan Company to the Equitable Trust Company of New York." (No. 1028, Int. No. 305.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

Senate, "An act to amend section 5 of the General Corporation Law, being chapter 687 of the Laws of 1892, with respect to filing and recording certificates of incorporation, and to the corporate names of corporations." (No. 500, Rec. No. 143.)

Senate, "An act to define the rights of persons and corporations engaged in the business of storing personal chattels, and to regulate the said business." (No. 426, Rec. No. 176.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Senate, "An act to amend section 2513 of the Code of Civil Procedure, relative to stenographer for Surrogates' Courts in counties other than New York and Kings." (No. 999, Rec. No. 322.)

Senate, "An act in relation to Beach avenue, Oak avenue and



Woodbine avenue in the village of Larchmont, Westchester county, State of New York." (No. 893, Rec. No. 264.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

"An act to amend the Canal Law, relative to street railways crossing canals." (No. 1664, Int. No. 1000.)

"An act to amend chapter 337 of the Laws of 1899, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the City Court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure and costs." (No. 1663, Int. No. 925.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

"An act to amend the Tax Law, relative to the apportionment of the valuation of railroad, telephone, telegraph, and pipe line companies between school districts." (No. 1585, Int. No. 655.)

"An act to amend and revise chapter 343 of the Laws of 1883, entitled 'An act to incorporate the fire department of the village of Sing Sing (now the village of Ossining), as amended by chapter 13 of the Laws of 1884,' is hereby further amended so as to read as follows." (No. 1566, Int. No. 1172.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the F. W. Devoe

and C. T. Reynolds Company, and the Eppens Smith and Wiemann Company against the State for taxes alleged to have been erroneously paid to the Comptroller of the State of New York." (No. 1685, Int. No. 1226.)

Senate, "An act to amend the charter of the village of Saratoga Springs and to provide for the appointment of sewer, water and street commissioners for said village and to prescribe their powers and duties." (No. 1619, Rec. No. 193.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

"An act to authorize the trustees of the village of Phoenix, county of Oswego, to prevent further burials in the cemetery belonging to such village and providing for the removal of bodies therefrom." (No. 1610, Int. No. 1200.)

"An act to amend the Lien Law, in relation to advance payments." (No. 1450, Int. No. 1098.)

"An act to amend the Tax Law, in relation to taxable transfers of property." (No. 764, Int. No. 660.)

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon." (No. 1312, Int. No. 673.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 568 of the Laws of 1890, being chapter 19 of the general laws and known as the Highway Law." (No. 1629, Int. No. 1005.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to local funds." (No. 1709, Int. No. 1250.)

"An act to amend section 286 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter 228 of the Laws of 1901, in relation to the department of public works." (No. 1710, Int. No. 1251.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry G. Whitney against the State of New York for damages alleged to have been sustained by him and to render judgment therefor." (No. 1683, Int. No. 1149.)

"An act to amend chapter 240 of the Laws of 1901, entitled 'An act supplementary to chapter 115 of the Laws of 1898, entitled "An act to provide for the improvement of public highways," relative to securing the requisite right of way by the boards of supervisors of counties in which public highways are improved pursuant to said chapter,' in relation to the acquisition of lands for the supply of materials for the construction of highways, and the compensation of commissioners." (No. 1703, Int. No. 1244.)

"An act to amend chapter 376 of the Laws of 1896, entitled 'An act relating to Domestic Commerce Law, constituting chapter 34 of the general laws,' in relation to milk cans." (No. 1625, Int. No. 758.)

"An act to provide for the representation of the State of New York at the Louisiana Purchase Exposition at St. Louis, Missouri, and making an appropriation therefor." (No. 1671, Int. No. 122.)

Senate, "An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000." (No. 952, Rec. No. 303.)

Senate, "An act to amend section 1 of chapter 570 of the Laws of 1895, entitled 'An act for the incorporation of associations

for the improvement of the breed of horses and to regulate the same; and to establish a State Racing Commission." (No. 667, Rec. No. 185.)

"An act to amend subsection 9 of section 1 of chapter 591, relating to the division of the State into Congressional districts." (No. 1650, Int. No. 1222.)

"An act to amend the Election Law, relating to ballots for town meetings." (No. 1676, Int. No. 538.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bill, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

"An act concerning the settlement and collection of the arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900." (No. 1363, Int. No. 1049.)

Which report was agreed to, and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend the Penal Code in relation to buying or receiving metals used by or belonging to certain persons or corporations." (No. 1214, Int. No. 964.)

"An act to amend sections 89 and 131 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville.'" (No. 1549, Int. No. 1160.)



Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately.

“An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany, in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness.” (No. 1662, Int. No. 578.)

“An act to repeal chapter 77 of the Laws of 1898, entitled ‘An act to legalize the division into election districts of the town of West Turin in Lewis county.’” (No. 1180, Int. No. 938.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Thomas H. Smith and others against the State of New York for damages alleged to have been sustained in the towns of Galen and Savannah, county of Wayne, by them and to render judgment therein.” (No. 1481, Int. No. 1112.)

“An act to enable the county of Erie and the town of Grand Island to construct a bridge from the town of Grand Island across the east branch of the Niagara river to the mainland, and to issue bonds therefor.” (No. 1341, Int. No. 1034.)

"An act to provide a purchasing agent for the county of Monroe and to repeal certain existing provisions of law relative thereto." (No. 1713, Int. No. 1254.)

"An act to establish and improve a public park, to be known as Hamilton park, in the borough of Manhattan in the city of New York." (No. 1678, Int. No. 848.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on third reading immediately:

"An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes." (No. 1665, Int. No. 1040.)

"An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal Church." (No. 1657, Int. No. 1079.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend the Indian Law, in relation to the erection of poles and wires on the Tonawanda Reservation." (No. 1677, Int. No. 763.)

"An act to amend the Railroad Law in relation to the protection of certain employees of street railroads." (No. 42, Int. No. 42.)

"An act to provide for the drainage of flooded lands in the town of Royalton, Niagara county, occasioned by the overflow

from the State canal feeder and back water from the State dam across the Tonawanda creek in Genesee county, and making an appropriation therefor." (No. 1674, Int. No. 421.)

"An act authorizing the repair and improvement of the Castorland dyke between the main shore near Castorland depot and the bridge crossing Black river in the town of Denmark, Lewis county, and making an appropriation therefor." (No. 1679, Int. No. 1046.)

Senate, "An act to reappropriate money for the erection of an armory in the city of Buffalo, for the use of the Sixty-fifth Regiment, National Guard, as provided by chapter 256 of the Laws of 1900." (No. 1668, Senate reprint No. 131, Rec. No. 212.)

"An act to organize and establish a police department in the village of Peekskill." (No. 1637, Int. No. 1209.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

"An act in relation to the Buffalo Fine Arts Academy and the management thereof." (No. 1661, Int. No. 464.)

"An act to incorporate the Brooklyn Masonic Guild." (No. 1680, Int. No. 1059.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend the Labor Law, relating to polishing and buffing." (No. 1636, Int. No. 1208.)

"An act to amend the Forest, Fish and Game Law, in relation

to use of nets to catch fish in certain waters of Jefferson county.” (No. 1628, Int. No. 905.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

“An act to amend chapter 105 of the Laws of 1891, entitled ‘An act to revise the charter of the city of Buffalo,’ in relation to probation officers appointed by the police justice.” (No. 1660, Int. No. 404.)

“An act to amend the Forest, Fish and Game Law, in relation to the taking of hares and rabbits.” (No. 1576, Int. No. 602.)

Which report was agreed, to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to provide for establishing the south boundary line and a portion of the southwest boundary line of the county of St. Lawrence and the south boundary line of the county of Franklin, and making an appropriation therefor.” (No. 1684, Int. No. 934.)

“An act to repeal chapter 220 of the Laws of 1901, entitled ‘An act to fix the compensation of the assessors in the town of Rotterdam, in the county of Schenectady.’” (No. 1706, Int. No. 1247.)

“An act to amend chapter 583 of the Laws of 1888, entitled ‘An act to revise and combine in a single law all existing and special laws affecting public interests in the city of Brooklyn,’ as amended by chapter 702 of the Laws of 1897, as



amended by chapter 583 of the Laws of 1900, as amended by chapter 30 of the Laws of 1901, relating to the department of parks." (No. 1617, Senate reprint No. 370, Rec. No. 116.)

"An act making an appropriation for dredging the inlet to Cayuga lake, and for repairing the State pier at the mouth of such inlet." (No. 1673, Int. No. 270.)

"An act to amend the Railroad Law, in relation to extending street surface railroads on routes parallel with the lines of other street surface railroads." (No. 1701, Int. No. 1242.)

"An act to provide for a uniform tax in the several towns of the county of St. Lawrence for the maintenance of common schools, and for the levy, collection, custody and disbursement thereof." (No. 1624, Int. No. 631.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902." (No. 1281, Int. No. 330.)

"An act to amend section 145 of the Code of Civil Procedure." (No. 1659, Int. No. 1155.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome' in relation to highways, streets and bridges, and the tax for the improvement thereof." (No. 1694, Int. No. 1235.)

"An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' in relation to the powers and duties of the city officers." (No. 1693, Int. No. 1234.)

Senate, "An act to further amend section 230 of the Tax Law, in relation to the appointment of appraisers, stenographers, etc." (No. 946, Rec. No. 263.)

Senate, "An act to provide for the erection of a suitable monument and markers in honor of and to the memory of the New York troops which took part in the campaign and siege of Vicksburg in 1863." (No. 537, Rec. No. 293.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed the following entitled bills:

"An act to amend the Forest, Fish and Game Law, in relation to taking grouse in certain counties." (No. 1714, Int. No. 767.)

"An act to amend section 1338 of the Code of Civil Procedure, relative to presumptions on an appeal to the Court of Appeals." (No. 493, Int. No. 444.)

"An act to amend the Code of Civil Procedure by inserting therein a new section relating to actions to recover damages for personal injuries against two or more defendants." (No. 1075, Int. No. 873.)

"An act conferring jurisdiction upon and authorizing the Court of Claims to hear, audit and determine the alleged claim of Mary McAleer and make an award to her for damages on said alleged claim." (No. 1202, Int. No. 952.)

"An act to amend the Tax Law, in relation to taxable transfers of property." (No. 764, Int. No. 660.)

"An act to amend the Greater New York Charter, relative to

department of water supply, gas and electricity." (No. 1568, Int. No. 1174.)

"An act to amend the Greater New York Charter, in relation to the absence of the police force without leave." (No. 1547, Int. No. 1158.)

"An act to repeal chapter 77 of the Laws of 1898, entitled 'An act to legalize the division into election districts of the town of West Turin in Lewis county.'" (No. 1180, Int. No. 938.)

"An act to incorporate the Brooklyn Masonic Guild." (No. 1680, Int. No. 1059.)

"An act making an appropriation for the Adjutant-General to enable him to replace State property destroyed by fire in the Seventy-first Regiment armory." (No. 1533, Int. No. 1153.)

"An act to amend the Town Law, relative to place of holding meetings of the town board and board of health in certain towns." (No. 1484, Int. No. 1115.)

"An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families." (No. 936, Int. No. 492.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of S. F. Hess & Co., against the State for damages alleged to have been sustained by the said S. F. Hess & Co., and to render judgment therefor." (No. 588, Int. No. 527.)

"An act to authorize the sale of certain real property in the village of Sandy Hill, Washington county, N. Y., devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives." (No. 1447, Int. No. 1095.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing land as a site on which to erect a quarantine hospital." (No. 1251, Int. No. 983.)

"An act to relieve the law department of the city of New York from paying fees to city, county or other officers." (No. 1530, Int. No. 1150.)

Mr. Speaker announced the special order, being the bill (No. 1645) entitled "An act to amend section 3365 of the Code of

Civil Procedure, in relation to the contents of the answer in proceedings for the condemnation of real property." (Int. No. 1217.)

On motion of Mr. Weekes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coom	Griffith	Morgan	Salyerds
Adler	Costello	Hammond	Neville	Sanders
Ahern	Cotton	Hanford	Newcomb	Scanlon
Allds	Cowan	Hewitt	O'Brien	Schneider
Allen F E	Daly	Higgins	O'Malley	Sherer
Allen J A	Darrison	Hooker	Orr	Sloane
Allston	Day	Hughes	Outterson	Smith C W
Apgar	Davis G	Kelsey	Palmer	Smith G H
Ash	Dickey	Lally	Patchin	Smith J T
Baldwin	Dickinson	Langhorst	Pendry	Snyder
Barrett	Dooling	Leggett	Phillips	Stevens
Bennet	Doll	Lewis	Phipps	Stiles
Blackwell	Doughty	Litthauer	Plank	Townsend
Bourke	Duer	Manee	Platt	Traub
Bradley	Duross	Mansfield	Prince	Treat
Brill	Egan	Marson	Rainey	Wainwright
Burns	Fancher	McAdam	Reeve	Weber
Burnett	Finch	McInerney	Remsen	Weekes
Burns	Fitzgerald	McKeown	Reynolds	Williams
Cadin	Fitzp'ck W P	McNair	Richter	Wilson
Chambers	Fuller	McQuade	Robinson	Wolf
Colby	Gardiner	Merritt	Rogers	Woody
Cook	Graeff	Monroe	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



Mr. Speaker announced the special order, being the Senate bill (No. 269) entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants.'" (Rec. No. 126.)

On motion of Mr. Costello, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 119 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hewitt	Monroe	Ross
Adler	Cowan	Hoadley	Moran	Ruehl
Ahern	Dale	Hooker	Neville	Salyerds
Allds	Daly	Hughes	Newcomb	Scanlon
Allen F E	Day	Keenan	Nye	Schneider
Allen J A	Davis G	Kelsey	O'Malley	Seymour
Apgar	Dickey	Knipp	Outterson	Sherer
Ash	Dooling	Lally	Oxford	Smith C W
Baldwin	Doll	Landon	Palmer	Smith G H
Bedell	Doughty	Langhorst	Patchin	Smith J E
Bennet	Duross	Leggett	Patton	Snyder
Blackwell	Dusinbery	Lewis	Pendry	Stevens
Bourke	Egan	Litthauer	Phillips	Stiles
Brill	Ferre	Manee	Phipps	Sulzberger
Brooks	Finch	Mansfield	Plank	Traub
Burke	Fitzgerald	Marson	Platt	Treat
Burns	Fitzp'ek J H	McCullough	Prince	Ulmann
Cadin	Fitzp'ek W P	McInerney	Rainey	Wainwright
Candee	Fowler	McKeown	Reeve	Weber
Chambers	Gardiner	McMillan	Remsen	Williams
Colby	Grady	McNair	Reynolds	Wilson
Cook	Graeff	McQuade	Richter	Woody
Coon	Hanford	Meeks	Rider	Yale
Costello	Haviland	Merritt	Robinson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelsey moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Adams	Cook	Graeff	Moran	Ross
Adler	Coon	Griffith	Morgan	Ruehl
Ahern	Cotton	Hammond	Neville	Salyerls
Allds	Coughtry	Hanford	Newcomb	Sanders
Allen F E	Cowan	Haviland	Nye	Scanlon
Allen J A	Dale	Hewitt	O'Brien	Schneider
Allston	Daly	Higgins	O'Malley	Seymour
Apgar	Darrison	Hoadley	Orr	Sherer
Ash	Day	Hooker	Outterson	Smith C W
Baldwin	Davis G	Hughes	Oxford	Smith G H
Barrett	Davis M	Kelsey	Palmer	Smith J E
Bedell	Dickey	Knipp	Patchin	Smith J T
Bennet	Dickinson	Landon	Patton	Snyder
Blackwell	Dooling	Langhorst	Pendry	Stevens
Bordwell	Doughty	Leggett	Phillips	Stiles
Bourke	Duer	Lewis	Phipps	Sulzberger
Bradley	Dusinbery	Litthauer	Plank	Traub
Brill	Egan	Mansfield	Platt	Treat
Brooks	Fancher	Marson	Prince	Wainwright
Burke	Ferre	McAdam	Reeve	Weber
Burnett	Finch	McInerney	Reilley	Weekes
Burns	Fisher	McKeown	Remsen	Williams
Cadin	Fitzgerald	McMillan	Reynolds	Wilson
Candee	Fitzp'ck J H	McNair	Richter	Wolf
Chambers	Fowler	McQuade	Rider	Woody
Colby	Gardiner	Merritt	Robinson	Yale
Conkling	Grady	Monroe	Rogers	134

Mr. Kelsey moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 1005) entitled "An act to amend the Banking Law, rela-

tive to securities in which deposits in savings **banks** may be invested." (Rec. No. 327.)

Mr. Prince moved to amend by striking out on page 4, line 2, beginning with the words "Morris and Essex" and including the words "which they are operated or controlled" on line 9, page 4, and by inserting therein instead the words "and in United States bonds."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Prince, and it was decided in the negative.

On motion of Mr. J. T. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
{ NOES 22 }

Those who voted in the affirmative, were

Adams	Costello	Hewitt	Moran	Ruehl
Adler	Cotton	Higgins	Morgan	Salverds
Ahern	Coughtry	Hoadley	Newcomb	Scanlon
Allds	Cowan	Hooker	Nye	Schneider
Allen F E	Daly	Hughes	O'Brien	Seymour
Allen J A	Darrison	Kelsey	O'Malley	Sherer
Allston	Davis G	Knipp	Orr	Smith C W
Apgar	Davis M	Landon	Oттerson	Smith G H
Ash	Dickinson	Langhorst	Patchin	Smith J E
Bedell	Doughty	Leggett	Patton	Smith J T
Benmet	Dusinbery	Lewis	Pendry	Snyder
Blackwell	Fancher	Manee	Phillips	Stevens
Bordwell	Finch	Mansfield	Phipps	Stiles
Brill	Fisher	Marson	Plank	Traub
Brooks	Fitzgerald	McInerney	Platt	Treat
Burnett	Fowler	McKeown	Reeve	Wainwright
Cadin	Gardiner	McMillan	Remsen	Weber
Candee	Graeff	McNair	Reynolds	Weekes

Chambers	Griffith	McQuade	Rider	Williams
Colby	Hammond	Meeks	Robinson	Wilson
Conkling	Hanford	Merritt	Rogers	Woody
Cook	Haviland	Monroe	Ross	Yale
Coor				

Those who voted in the negative, were

Baldwin	Dickey	Ferre	McAdam	Prince
Barrett	Dooling	Fitzp'ck J H	Neville	Reilley
Burke	Doll	Grady	Oxford	Richter
Burns	Duer	Litthauer	Palmer	Sulzberger
Dale	Egan			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 667) entitled "An act to amend section 1 of chapter 570 of the Laws of 1895, entitled 'An act for the incorporation of associations for the improvement of the breed of horses and to regulate the same; and to establish a State Racing Commission.'" (Rec. No. 185.)

On motion of Mr. G. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 121 }  
{ NOES 60 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Moran	Robinson
Adler	Paly	Higgins	Morgan	Ross
Ahern	Day	Hoadley	Newcomb	Ruehl
Allds	Davis G	Hooker	Nye	Salyerds
Allen F E	Dickey	Hughes	O'Brien	Sanders



1922

[THURSDAY]



Allen J A	Dickinson	Keenan	O'Malley	Scanlon
Apgar	Dooling	Kelsey	Orr	Seymour
Ash	Doughty	Knipp	Outterson	Sherer
Baldwin	Duer	Lally	Oxford	Sloane
Bedell	Duross	Landon	Patchin	Smith G H
Bennet	Dusinbery	Langhorst	Patton	Smith J T
Blackwell	Egan	Leggett	Pendry	Stevens
Bordwell	Fancher	Lewis	Phillips	Townsend
Bradley	Ferre	Litthauer	Phipps	Traub
Brill	Finch	Mansfield	Plank	Treat
Burke	Fitzgerald	Marson	Platt	Uimann
Burns	Fitzp'ck J H	McAdam	Prince	Wainwright
Candee	Fitzp'ck W P	McCullough	Rainey	Weber
Chambers	Fuller	McInerney	Reeve	Weekes
Colby	Gardiner	McKeown	Reilley	Williams
Conkling	Grady	McMillan	Remsen	Wilson
Cook	Griffith	McQuade	Reynolds	Wolf
Costello	Hammond	Meeks	Richter	Woody
Cotton	Hanford	Merritt	Rider	Yale
Coughtry				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1701) entitled "An act to amend the Railroad Law, in relation to extending street surface railroads on routes parallel with the lines of other street surface railroads" (Int. No. 1242), having been announced for a second reading,

On motion of Mr. Fancher, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
{ NOES 11 }

Those who voted in the affirmative, were

Adams	Coughtry	Hewitt	Moran	Ross
Adler	Cowan	Hoadley	Morgan	Ruehl
Ahern	Darrison	Hooker	Newcomb	Salyerds
Allds	Davis G	Hughes	Nye	Sanders
Allen F E	Davis M	Kelsey	O'Brien	Scanlon
Allen J A	Dickey	Knipp	O'Malley	Schneider
Allston	Dickinson	Landon	Orr	Seymour
Apgar	Doughty	Langhorst	Outterson	Sherer
Ash	Dusinbery	Leggett	Patchin	Smith J E
Bedell	Egan	Lewis	Patton	Smith J T
Bennet	Fancher	Litthauer	Phillips	Snyder
Brill	Finch	Manee	Phipps	Stevens
Brooks	Fisher	Mansfield	Plank	Stiles
Burnett	Fitzgerald	McAdam	Platt	Traub
Cadin	Fitzp'ck W P	McInerney	Prince	Ulmann
Candee	Fowler	McKeown	Reeve	Weber
Chambers	Gardiner	McMillan	Remsen	Weekes
Colby	Graeff	McNair	Reynolds	Williams
Conkling	Griffith	McQuade	Rider	Vilson
Coon	Hammond	Meeks	Robinson	Woody
Costello	Hanford	Merritt	Rogers	Yale
Cotton	Haviland	Monroe		

Those who voted in the negative, were

Barrett	Burke	Fitzp'ck J H	Palmer	Sulzberger
Blackwell	Dooling	Higgins	Smith C W	Wolf
Bradley				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1684) entitled "An act to provide for establishing the south boundary line and a portion of the southwest boundary line of the county of St. Lawrence and the south boundary line of the county of Franklin, and making an appropriation therefor" (Int. No. 934), having been announced for a third reading,

Mr. Merritt moved to amend as follows:

Page 3, after line 16, insert the words "Nothing in this act contained shall affect in any way a pending litigation."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time, and on motion of Mr. Merritt was ordered printed and placed on the order of third reading and referred to the committee on revision.

Mr. Speaker announced the special order, being the bill (No. 1625) entitled "An act to amend chapter 376 of the Laws of 1896, entitled 'An act relating to Domestic Commerce Law, constituting chapter 34 of the general laws,' in relation to milk cans." (Int. No. 758.)

On motion of Mr. Cowan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hewitt	Moran	Rogers
Adler	Cowan	Higgins	Morgan	Ross
Ahern	Dale	Hooker	Newcomb	Salyerds
Allds	Daly	Hughes	Nye	Sanders
Allen F E	Day	Keenan	O'Brien	Scanlon
Allen J A	Davis G	Knipp	O'Malley	Seymour
Allston	Dickey	Lally	Outtersen	Sherer
Apgar	Dooling	Landon	Oxford	Sloane
Ash	Doll	Langhorst	Palmer	Smith G H
Baldwin	Duer	Leggett	Patchin	Smith J E
Barrett	Duross	Lewis	Patton	Smith J T
Bedell	Dusinbery	Litthauer	Pendry	Stevens
Bennet	Fancher	Manee	Phillips	Sulzberger
Bordwell	Ferre	Marson	Phipps	Townsend
Bradley	Finch	McAdam	Platt	Traub
Brill	Fitzgerald	McCullough	Prince	Ulmann

Burke	Fitzp'ck J H	McInerney	Rainey	Wainwright
Burnett	Fitzp'ck W P	McMillan	Reeve	Weekes
Cadin	Fuller	McNair	Reilley	Williams
Chambers	Gardiner	McQuade	Remsen	Wolf
Colby	Graeff	Merritt	Richter	Woody
Cook	Griffith	Monroe	Robinson	Yale
Costello	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1710) entitled "An act to amend section 286 of chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter 228 of the Laws of 1901, in relation to the department of public works" (Int. No. 1251), having been announced for a second reading,

On motion of Mr. O'Malley, said bill was read the second time.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 95 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Day	Knipp	O'Malley	Scanlon
Adler	Davis M	Lally	Orr	Schneider
Ahern	Dickinson	Landon	Oxford	Seymour
Allen F E	Doll	Langhorst	Patchin	Sherer
Allston	Duross	Lewis	Patton	Sloane
Ash	Egan	Litthauer	Pendry	Smith C W
Barrett	Ferre	Manee	Phillips	Smith G H
Bennet	Fisher	Mansfield	Plank	Smith J T
Bourke	Fitzp'ck J H	McAdam	Platt	Snyder
Brill	Fowler	McCullough	Rainey	Stevens
Burke	Gardiner	McInerney	Reilley	Sulzberger
Cadin	Grady	McKeown	Remsen	Townsend
Chambers	Griffith	McNair	Reynolds	Traub
Colby	Hammond	Meeks	Richter	Ulmann



Conkling	Haviland	Merritt	Rider	Weber
Coon	Higgins	Moran	Rogers	Weekes
Cotton	Hoadley	Neville	Ruehl	Wilson
Cowan	Hooker	Nye	Salverds	Woody
Daly	Keenan	O'Brien	Sanders	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1709) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to local funds" (Int. No. 1250), having been announced for second reading.

Mr. O'Malley moved to amend as follows:

Page 1, line 2, after the words "ninety-one" insert the words "entitled an act to revise the charter of the city of Buffalo."

Same page, line 3, strike out the word "so."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time, and on motion of Mr. O'Malley, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

Mr. Speaker announced the special order, being the bill (No. 1694) entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' in relation to highways, streets and bridges, and the tax for the improvement thereof." (Int. No. 1235.)

On motion of Mr. Marson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 109 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Higgins	Moran	Rogers
Adler	Daly	Hooker	Morgan	Ross
Ahern	Darrison	Keenan	Neville	Ruehl
Allds	Davis G	Kelsey	Nye	Salyerds
Allen F E	Dickey	Knipp	O'Brien	Scanlon
Allston	Dickinson	Landon	O'Malley	Schneider
Apgar	Doll	Langhorst	Orr	Sherer
Baldwin	Doughty	Leggett	Outterson	Sloane
Barrett	Duer	Lewis	Oxford	Smith G H
Bedell	Dusinbery	Litthauer	Palmer	Smith J E
Blackwell	Egan	Manee	Patton	Smith J T
Bourke	Ferre	Mansfield	Phillips	Stevens
Bradley	Finch	Marson	Phipps	Stiles
Brooks	Fisher	McAdam	Plank	Sulzberger
Burke	Fitzgerald	McCullough	Platt	Traub
Burns	Fitzp'ck J H	McInerney	Prince	Ulmann
Cadin	Fowler	McKeown	Rainey	Weber
Candee	Gardiner	McMillan	Reeve	Williams
Chambers	Grady	McNair	Reilley	Wolf
Conkling	Griffith	Meeks	Reynolds	Woody
Coon	Hanford	Merritt	Richter	Yale
Cotton	Haviland	Monroe	Rider	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1693) entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' in relation to the powers and duties of the city officers." (Int. No. 1234.)

On motion of Mr. Marson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 108 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hanford	Morgan	Ruehl
Adler	Cotton	Haviland	Newcomb	Salyerds
Ahern	Coughtry	Higgins	Nye	Scanlon
Allds	Cowan	Hooker	O'Brien	Sherer
Allen F E	Dale	Hughes	Orr	Smith C W
Allen J A	Darrison	Knipp	Outterson	Smith G H
Apgar	Day	Landon	Oxford	Smith J E
Ash	Davis G	Langhorst	Patchin	Snyder
Baldwin	Dickey	Leggett	Patton	Stevens
Bedell	Dooling	Lewis	Pendry	Stiles
Bennet	Doll	Lithauer	Phillips	Sulzberger
Bordwell	Duer	Mansfield	Phipps	Traub
Bourke	Dusinbery	Marson	Platt	Ulmann
Bradley	Fancher	McAdam	Prince	Wainwright
Brooks	Finch	McCullough	Rainey	Weber
Burke	Fisher	McInerney	Reilley	Williams
Burnett	Fitzp'ck J H	McKeown	Reynolds	Wilson
Burns	Fowler	McNair	Richter	Wolf
Candee	Fuller	McQuade	Robinson	Woody
Chambers	Grady	Merritt	Rogers	Yale
Colby	Graeff	Monroe	Ross	Seymour
Cook	Hammond	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1629) entitled "An act to amend chapter 568 of the Laws of 1890, being chapter 19 of the general laws and known as the Highway Law." (Int. No. 1005.)

On motion of Mr. Graeff, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 109 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Colby	Fuller	McMillan	Rider
Adler	Conkling	Graeff	McNair	Rogers
Ahern	Cook	Griffith	McQuade	Ruehl
Allds	Costello	Hammond	Merritt	Salyerds
Allen F E	Cotton	Hanford	Monroe	Sanders
Allen J A	Coughtry	Hewitt	Morgan	Schneider
Allston	Dale	Higgins	Neville	Seymour
Apgar	Daly	Hoadley	Nye	Sherer
Ash	Darrison	Hughes	O'Brien	Smith C W
Baldwin	Day	Keenan	Orr	Smith J E
Barrett	Davis G	Kelsey	Oxford	Smith J T
Bedell	Davis M	Knipp	Palmer	Snyder
Bennet	Dickey	Landon	Patton	Stiles
Bordwell	Dickinson	Leggett	Pendry	Townsend
Bourke	Doll	Lewis	Phipps	Treat
Bradley	Doughty	Litthauer	Plank	Wainwright
Brill	Duross	Manee	Platt	Weber
Brooks	Dusinbery	Mansfield	Rainey	Weekes
Burke	Fancher	Marson	Reeve	Wilson
Burnett	Finch	McAdam	Reilley	Wolf
Burns	Fitzgerald	McCullough	Remsen	Woody
Candee	Fitzp'ck W P	McInerney	Richter	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1673) entitled "An act making an appropriation for dredging the inlet to Cayuga lake, and for repairing the State pier at the mouth of such inlet." (Int. No. 270.)

On motion of Mr. Monroe, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.



{ AYES 117 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Haviland	Morgan	Ross
Adler	Daly	Higgins	Neville	Ruehl
Ahern	Darrison	Hooker	Newcomb	Sanders
Allds	Day	Hughes	Nye	Scanlon
Allen F E	Davis G	Keenan	O'Malley	Schneider
Allston	Dickey	Kelsey	Orr	Seymour
Apgar	Dickinson	Knipp	Oxford	Sloane
Ash	Dooling	Lally	Palmer	Smith C W
Baldwin	Doll	Landon	Patchin	Smith J E
Bedell	Doughty	Langhorst	Patton	Smith J T
Bennet	Duer	Leggett	Pendry	Snyder
Bordwell	Duross	Lewis	Phillips	Stiles
Bourke	Egan	Litthauer	Phipps	Sulzberger
Bradley	Fancher	Mansfield	Plank	Traub
Brooks	Ferre	Marson	Platt	Treat
Burke	Fisher	McAdam	Prince	Ulmann
Burnett	Fitzgerald	McCullough	Reeve	Weber
Burns	Fitzp'ck J H	McKeown	Reilley	Weekes
Cadin	Fowler	McMillan	Remsen	Williams
Colby	Fuller	McNair	Reynolds	Wilson
Conkling	Gardiner	Meeks	Richter	Wolf
Cook	Graeff	Merritt	Rider	Woody
Costello	Griffith	Moran	Robinson	Yale
Cotton	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1671) entitled "An act to provide for the representation of the State of New York at the Louisiana Purchase Exposition at St. Louis, Mo., and making an appropriation therefor." (Int. No. 122.)

On motion of Mr. Colby, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Higgins	Newcomb	Ruehl
Adler	Cotton	Hooker	Nye	Salyerds
Allds	Cowan	Hughes	O'Brien	Sanders
Allen F E	Daly	Kelsey	O'Malley	Scanlon
Allen J A	Darrison	Knipp	Orr	Schneider
Allston	Davis M	Landon	Oxford	Sherer
Apgar	Davis G	Langhorst	Palmer	Sloane
Baldwin	Dickinson	Leggett	Patchin	Smith C W
Barrett	Doll	Lewis	Patton	Smith J E
Bedell	Doughty	Manee	Phillips	Smith J T
Bennet	Duross	Mansfield	Phipps	Snyder
Blackwell	Dusinbery	Marson	Plank	Stevens
Bourke	Fancher	McCullough	Platt	Stiles
Brill	Fisher	McInerney	Rainey	Townsend
Brooks	Fitzp'ck J H	McKeown	Reeve	Traub
Burke	Fitzp'ck W P	McMillan	Reilley	Ulmann
Burnett	Fuller	McQuade	Reynolds	Wainwright
Burns	Gardiner	Meeks	Richter	Weber
Candee	Graeff	Merritt	Rider	Williams
Chambers	Griffith	Monroe	Robinson	Wilson
Conkling	Haviland	Moran	Rogers	Wolf
Cook	Hewitt	Neville	Ross	Woody

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1624) entitled "An act to provide for a uniform tax in the several towns of the county of St. Lawrence for the maintenance of common schools, and for the levy, collection, custody and disbursement thereof." (Int. No. 631.)

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three-calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis M	Landon	O'Brien	Salverds
Adler	Dickinson	Langhorst	O'Malley	Sanders
Ahern	Doughty	Leggett	Outterson	Schneider
Allds	Duross	Lewis	Oxford	Seymour
Allen J A	Egan	Litthauer	Palmer	Sherer
Allston	Ferre	Mansfield	Patchin	Sloane
Ash	Fisher	Marson	Patton	Smith G H
Barrett	Fitzgerald	McAdam	Pendry	Smith J E
Bennet	Fitzp'ck W P	McCullough	Phillips	Snyder
Bourke	Fuller	McInerney	Phipps	Stiles
Bradley	Grady	McKeown	Plank	Sulzberger
Brooks	Graeff	McMillan	Platt	Townsend
Burnett	Hammond	McNair	Rainey	Treat
Cadin	Haviland	McQuade	Reeve	Ulmann
Chambers	Hewitt	Meeks	Reilley	Wainwright
Colby	Higgins	Merritt	Richter	Weekes
Cook	Hoadley	Monroe	Rider	Williams
Costello	Hughes	Moran	Robinson	Wolf
Cowan	Keenan	Neville	Ross	Woody
Daly	Kelsey	Newcomb	Ruehl	Yale
Day	Knipp	Nye		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1706) entitled "An act to repeal chapter 220 of the Laws of 1901, entitled 'An act to fix the compensation of the assessors in the town of Rotterdam, in the county of Schenectady.'" (Int. No. 1247.)

On motion of Mr. McMillan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hughes	Neville	Ruehl
Adler	Cowan	Keenan	Newcomb	Salyerds
Ahern	Dale	Kelsey	Nye	Sanders
Allen F E	Darrison	Knipp	O'Malley	Schneider
Allen J A	Day	Lally	Orr	Sherer
Allston	Davis M	Landon	Outterson	Sloane
Apgar	Dickey	Langhorst	Oxford	Smith C W
Baldwin	Dooling	Leggett	Palmer	Smith G H
Barrett	Doll	Lewis	Patchin	Smith J E
Bennet	Duer	Litthauer	Patton	Smith J T
Blackwell	Duross	Manee	Phillips	Snyder
Bordwell	Egan	Mansfield	Phipps	Stevens
Bourke	Fancher	McAdam	Plank	Sulzberger
Bradley	Finch	McCullough	Platt	Townsend
Brooks	Fitzgerald	McInerney	Prince	Traub
Burke	Fitzp'ck J H	McKeown	Rainey	Treat
Burnett	Fowler	McMillan	Reeve	Ulmann
Burns	Fuller	McNair	Reilley	Weber
Cadin	Grady	McQuade	Reynolds	Weekes
Candee	Griffith	Meeks	Richter	Williams
Colby	Haviland	Merritt	Rider	Wilson
Cook	Hewitt	Monroe	Robinson	Wolf
Coon	Hoadley	Moran	Rogers	Woody
Costello	Hooker	Morgan	Ross	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1683) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry G. Whitney against the State of New York for damages alleged to have been sustained by him and to render judgment therefor." (Int. No. 1149.)



On motion of Mr. Allston, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Higgins	Nye	Scanlon
Adler	Coughtry	Hooker	O'Malley	Schneider
Ahern	Cowan	Hughes	Orr	Seymour
Allen F E	Dale	Kelsey	Outterson	Sherer
Allen J A	Darrison	Knipp	Oxford	Smith C W
Apgar	Day	Landon	Palmer	Smith G H
Ash	Davis G	Langhorst	Patchin	Smith J E
Baldwin	Dickey	Leggett	Pendry	Smith J T
Barrett	Dickinson	Lewis	Phillips	Snyder
Bedell	Doll	Manee	Phipps	Stevens
Blackwell	Duer	Mansfield	Plank	Stiles
Bordwell	Duross	Marson	Platt	Sulzberger
Bourke	Egan	McAdam	Prince	Traub
Brill	Ferre	McCullough	Rainey	Treat
Brooks	Finch	McKeown	Reeve	Ulmann
Burke	Fitzgerald	McNair	Reilley	Wainwright
Burnett	Fitzp'ek W P	McQuade	Remsen	Weber
Burns	Fuller	Merritt	Richter	Weekes
Cadin	Grady	Moran	Rider	Wilson
Candee	Graeff	Morgan	Rogers	Wolf
Colby	Hammond	Neville	Ross	Woody
Cook	Hanford	Newcomb	Salyerds	Yale
Coon	Hewitt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1674) entitled "An act to provide for the drainage of flooded lands in the town of Royalton, Niagara county, occasioned by the

overflow from the State canal feeder and back water from the State dam across the Tonawanda creek in Genesee county, and making an appropriation therefor." (Int. No. 421.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Haviland	Moran	Rider
Adler	Coughtry	Hewitt	Morgan	Robinson
Ahern	Cowan	Hoadley	Neville	Rogers
Allds	Daly	Hooker	Newcomb	Ruehl
Allen F E	Darrison	Hughes	Nye	Salyerds
Allen J A	Davis G	Kelsey	O'Brien	Sanders
Allston	Davis M	Knipp	O'Malley	Schneider
Apgar	Dickey	Landon	Orr	Seymour
Baldwin	Dickinson	Langhorst	Outtersen	Sherer
Barrett	Doll	Leggett	Oxford	Sloane
Bedell	Doughty	Lewis	Palmer	Smith G H
Bennet	Duer	Litthauer	Patchin	Smith J E
Bordwell	Dusinbery	Mance	Pendry	Snyder
Bourke	Fancher	Mansfield	Phillips	Stevens
Bradley	Finch	McAdam	Phipps	Sulzberger
Brill	Fisher	McCullough	Plank	Traub
Brooks	Fitzgerald	McInerney	Platt	Treat
Burke	Fitzp'ck J H	McMillan	Rainey	Wainwright
Burns	Fowler	McNair	Reeve	Weekes
Cadin	Fuller	McQuade	Reilley	Williams
Candee	Grady	Meeks	Remsen	Wilson
Colby	Griffith	Merritt	Reynolds	Woody
Conkling	Hammond	Monroe	Richter	Yale
Coon	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1703) entitled "An act to amend chapter 240 of the Laws of 1901, entitled 'An act supplementary to chapter 115 of the Laws of 1898, entitled "An act to provide for the improvement of public highways," relative to securing the requisite right of way by the boards of supervisors of counties in which public highways are improved pursuant to said chapter,' in relation to the acquisition of lands for the supply of materials for the construction of highways, and the compensation of commissioners." (Int. No. 1244.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Higgins	Neville	Robinson
Adler	Cotton	Hooker	Newcomb	Rogers
Allds	Coughtry	Hughes	Nye	Ross
Allen F E	Cowan	Kelsey	O'Brien	Salyerds
Allen J A	Dale	Knipp	O'Malley	Sanders
Allston	Daly	Landon	Orr	Schneider
Ash	Davis G	Langhorst	Outterson	Seymour
Baldwin	Davis M	Leggett	Oxford	Sherer
Barrett	Dickinson	Lewis	Palmer	Smith C W
Bedell	Dooling	Litthauer	Patchin	Smith G H
Blackwell	Doughty	Mansfield	Patton	Smith J T
Bordwell	Duer	Marson	Pendry	Snyder
Bradley	Dusinbery	McAdam	Phillips	Stevens
Brill	Fancher	McCullough	Phipps	Sulzberger
Burke	Finch	McInerney	Plank	Townsend
Burnett	Fisher	McKeown	Platt	Traub
Burns	Fitzp'ck J H	McMillan	Prince	Treat

Cadin	Fitzp'ck W P McNair	Rainey	Wainwright
Candee	Gardiner	Meeks	Weber
Chambers	Grady	Merritt	Williams
Colby	Griffith	Monroe	Wilson
Conkling	Hanford	Moran	Wolf
Coom	Hewitt	Morgan	Woody

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1636) entitled "An act to amend the Labor Law, relating to polishing and buffing." (Int. No. 1208.)

On motion of Mr. Ahern, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Keenan	O'Brien	Ross
Adler	Darrison	Kelsey	O'Malley	Ruehl
Ahern	Davis G	Knipp	Orr	Salyerds
Allen F E	Davis M	Landon	Outtersen	Sanders
Allen J A	Dickinson	Langhorst	Oxford	Schneider
Allston	Dooling	Leggett	Palmer	Seymour
Ash	Doughty	Lewis	Patchin	Sherer
Barrett	Duer	Manee	Patton	Smith C W
Bennet	Dusinbery	Mansfield	Phillips	Smith G H
Bordwell	Fancher	Marsen	Phipps	Smith J T
Bourke	Ferre	McAdam	Plank	Snyder
Brill	Fisher	McCullough	Platt	Stevens
Brooks	Fitzp'ck J H	McKeown	Prince	Sulzberger
Burke	Fitzp'ck W P	McMillan	Rainey	Townsend
Burns	Fuller	McNair	Reeve	Treat



Candee	Graeff	McQuade	Reilley	Wainwright
Chambers	Griffith	Merritt	Remsen	Weber
Conkling	Hanford	Monroe	Reynolds	Williams
Cook	Haviland	Moran	Richter	Wilson
Costello	Hewitt	Morgan	Rider	Wolf
Cotton	Higgins	Newcomb	Robinson	Woody
Cowan	Hooker	Nye	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1628) entitled "An act to amend the Forest, Fish and Game Law, in relation to use of nets to catch fish in certain waters of Jefferson county." (Int. No. 905.)

On motion of Mr. Day, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Kelsey	O'Malley	Scanlon
Adler	Daly	Knipp	Outterson	Schneider
Ahern	Davis G	Lally	Oxford	Seymour
Allen F E	Dickey	Landon	Palmer	Sloane
Allston	Dooling	Langhorst	Patchin	Smith C W
Baldwin	Doughty	Leggett	Phillips	Smith G H
Bedell	Duer	Lewis	Phipps	Smith J E
Blackwell	Dusinbery	Litthauer	Platt	Snyder
Bourke	Fancher	Mansfield	Prince	Stevens
Brill	Finch	McAdam	Rainey	Sulzberger
Brooks	Fitzp'ck W	McCullough	Reeve	Townsend
Burnett	Fuller	McKeown	Remsen	Traub
Cadin	Grady	McNair	Reynolds	Ulmann

Chambers	Griffith	McQuade	Richter	Wainwright
Colby	Hanford	Merritt	Robinson	Weekes
Conkling	Hewitt	Moran	Rogers	Wilson
Coon	Higgins	Morgan	Ruehl	Wolf
Costello	Hooker	Newcomb	Salyerds	Yale
Coughtry	Keenan	O'Brien	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1679) entitled "An act to authorize the repair and improvement of the Castorland dyke between the main shore near Castorland depot and the bridge crossing Black river in the town of Denmark, Lewis county, and making an appropriation therefor." (Int. No. 1046.)

On motion of Mr. Stiles, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Keenan	O'Brien	Scanlon
Adler	Daly	Knipp	Orr	Schneider
Allds	Day	Lally	Outtersen	Seymour
Allen J A	Davis M	Landon	Oxford	Sherer
Ash	Dickinson	Leggett	Palmer	Smith C W
Baldwin	Doll	Lewis	Patchin	Smith G H
Bedell	Doughty	Litthauer	Phillips	Smith J E
Bennet	Dusinbery	Manee	Phipps	Smith J T
Blackwell	Egan	Mansfield	Plank	Stevens
Bordwell	Fancher	Marson	Platt	Stiles
Bourke	Finch	McAdam	Prince	Sulzberger
Bradley	Fisher	McCullough	Rainey	Townsend
Brill	Fitzp'ck J H	McKeown	Reeve	Traub

Burke	Fowler	McMillan	Remsen	Treat
Burnett	Fuller	McNair	Reynolds	Wainwright
Burns	Gardiner	McQuade	Richter	Weber
Cadin	Grady	Meeks	Rider	Weekes
Candee	Griffith	Merritt	Robinson	Williams
Chambers	Hanford	Moran	Rogers	Wilson
Colby	Hewitt	Morgan	Ross	Wolf
Cook	Higgins	Neville	Salyerds	Woody
Costello	Hooker	Newcomb	Sanders	Yale
Coughtry	Hughes	Nye		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 131, Assembly reprint No. 1668) entitled "An act to reapportion money for the erection of an armory in the city of Buffalo, for the use of the Sixty-fifth Regiment, National Guard, as provided by chapter 256 of the Laws of 1900." (Rec. No. 212.)

On motion of Mr. O'Malley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three-calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Higgins	Morgan	Ross
Adler	Coughtry	Hooker	Neville	Ruehl
Ahern	Cowan	Hughes	Newcomb	Salyerds
Allds	Dale	Keenan	Nye	Sanders
Allen F E	Darrison	Kelsey	O'Brien	Schneider
Allen J A	Davis G	Knipp	Orr	Seymour
Allston	Dickey	Lally	Outterson	Sloane
Apgar	Dooling	Landon	Palmer	Smith C W

Ash	Doughty	Leggett	Patchin	Smith G H
Barrett	Duer	Lewis	Patton	Smith J E
Bedell	Dusinbery	Litthauer	Pendry	Snyder
Blackwell	Egan	Manee	Phillips	Stevens
Bordwell	Fancher	Marson	Platt	Stiles
Bradley	Finch	McAdam	Prince	Townsend
Brill	Fisher	McCullough	Rainey	Traub
Brooks	Fitzp'ck J H	McInerney	Reeve	Treat
Burnett	Fitzp'ck W P	McKeown	Reilley	Wainwright
Burns	Fuller	McNair	Remsen	Weber
Candee	Gardiner	McQuade	Reynolds	Williams
Colby	Graeff	Meeks	Richter	Wilcox
Conkling	Griffith	Merritt	Rider	Woody
Cook	Hanford	Monroe	Rogers	Yale
Coon	Hewitt			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1637) entitled "An act to organize and establish a police department in the village of Peekskill." (Int. No. 1209.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hewitt	O'Brien	Sanders
Adler	Cowan	Hughes	Orr	Schneider
Ahern	Daly	Hooker	Outterson	Seymour
Allen F E	Darrison	Hughes	Oxford	Sherer
Allen J A	Davis G	Kelsey	Palmer	Smith C W



Apgar	Davis M	Knipp	Patton	Smith G H
Ash	Dickey	Landon	Pendry	Smith J E
Baldwin	Dooling	Langhorst	Phipps	Smith J T
Bedell	Doughty	Leggett	Plank	Snyder
Bennet	Duross	Lewis	Platt	Stevens
Blackwell	Dusinbery	Litthauer	Prince	Stiles
Bourke	Egan	Manee	Rainey	Townsend
Brill	Ferre	Marson	Reeve	Traub
Brooks	Fisher	McCullough	Reiley	Treat
Burke	Fitzgerald	McInerney	Remsen	Ulmann
Burns	Fitzp'ck J H	McMillan	Reynolds	Wainwright
Cadin	Fowler	McQuade	Richter	Weekes
Candee	Fuller	Merritt	Rider	Williams
Colby	Grady	Monroe	Rogers	Wilson
Conkling	Graeff	Moran	Ross	Wolf
Cook	Hammond	Neville	Ruehl	Woody
Cotton	Hanford	Nye	Salyerds	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 42) entitled "An act to amend the Railroad Law in relation to the protection of certain employees of street railroads." (Int. No. 42.)

On motion of Mr. Ahern, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Griffith	Meeks	Ross
Adler	Daly	Hammond	Merritt	Ruehl
Ahern	Darrison	Higgins	Moran	Salyerds
Allen F E	Day	Hoadley	Neville	Sanders

Allston	Davis G	Hooker	Newcomb	Scanlon
Apgar	Davis M	Hughes	Nye	Seymour
Baldwin	Dickey	Kelsey	O'Malley	Sherer
Bedell	Dickinson	Knipp	Orr	Smith C W
Blackwell	Doll	Landon	Outterson	Smith G H
Bordwell	Doughty	Langhorst	Palmer	Smith J E
Bradley	Duer	Leggett	Patchin	Snyder
Brooks	Duross	Lewis	Pendry	Stevens
Burke	Dusinbery	Litthauer	Phipps	Stiles
Burns	Fancher	Manee	Plank	Sulzberger
Candee	Ferre	Mansfield	Platt	Traub
Chambers	Finch	Marson	Rainey	Ulmann
Conkling	Fitzgerald	McCullough	Reeve	Weber
Cook	Fitzp'ck J H	McInerney	Reilley	Weekes
Coon	Fitzp'ck W P	McKeown	Reynolds	Williams
Costello	Fowler	McMillan	Richter	Wolf
Cotton	Fuller	McNair	Rider	Woody
Coughtry	Grady	McQuade	Robinson	Yale
Cowan	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1677) entitled "An act to amend the Indian Law, in relation to the erection of poles and wires on the Tonawanda Reservation." (Int. No. 763.)

On motion of Mr. Hooker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 104 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Fuller	Meeks	Rogers
Adler	Coon	Gardiner	Merritt	Ross
Ahern	Cotton	Graeff	Moran	Salyerds
Allen F E	Coughtry	Hammond	Morgan	Scanlon

Allen J A	Cowan	Hanford	Newcomb	Schneider
Allston	Daly	Hewitt	Nye	Sherer
Ash	Darrison	Hoadley	O'Brien	Smith C W
Baldwin	Day	Hughes	O'Malley	Smith G H
Barrett	Davis M	Kelsey	Outterson	Smith J T
Bedell	Dickey	Knipp	Oxford	Snyder
Blackwell	Dickinson	Landon	Palmer	Stiles
Bordwell	Doll	Leggett	Pendry	Townsend
Bourke	Doughty	Lewis	Phillips	Traub
Brill	Duross	Litthauer	Plank	Ulmann
Brooks	Dusinbery	Manee	Platt	Wainwright
Burke	Fancher	Mansfield	Prince	Weekes
Burnett	Ferre	McAdam	Rainey	Williams
Cadin	Finch	McCullough	Reeve	Wilson
Candee	Fitzgerald	McInerney	Remsen	Woody
Chambers	Fitzp'ck J H	McMillan	Richter	Yale
Conkling	Fitzp'ck W P	McNair	Rider	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1549) entitled "An act to amend sections 89 and 131 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville.'" (Int. No. 1160.)

On motion of Mr. C. W. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	102	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Davis G	Keenan	Orr	Schneider
Ahern	Dickey	Knipp	Oxford	Seymour
Allds	Dooling	Landon	Palmer	Sherer
Allston	Doughty	Langhorst	Patchin	Sloane

Baldwin	Duross	Leggett	Patton	Smith C W
Bedell	Egan	Lewis	Phillips	Smith J E
Bennet	Ferre	Litthauer	Phipps	Smith J T
Bordwell	Finch	Manee	Plank	Stevens
Bourke	Fitzgerald	Mansfield	Platt	Stiles
Brill	Fitzp'ck W P	McAdam	Prince	Sulzberger
Burke	Fowler	McInerney	Rainey	Traub
Burns	Gardiner	McKeown	Reeve	Treat
Candee	Graeff	McMillan	Remsen	Ulmann
Colby	Griffith	McQuade	Reynolds	Weber
Conkling	Hammond	Meeks	Richter	Weekes
Coon	Hanford	Monroe	Robinson	Williams
Cotton	Haviland	Moran	Rogers	Wilson
Coughtry	Hewitt	Neville	Ruehl	Wolf
Dale	Higgins	O'Brien	Salterds	Woody
Daly	Hoadley	O'Malley	Scanlon	Yale
Day	Hughes			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1713) entitled "An act to provide a purchasing agent for the county of Monroe and to repeal certain existing provisions of law relative thereto." (Int. No. 1254.)

On motion of Mr. G. H. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 103 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Day	Lally	O'Malley	Scanlon
Ahern	Davis M	Landon	Orr	Schneider
Allds	Dickey	Leggett	Oxford	Seymour



Allen J A	Dooling	Lewis	Patchin	Sherer
Apgar	Doll	Litthauer	Patton	Sloane
Ash	Duer	Mansfield	Pendry	Smith G H
Baldwin	Dusinbery	Marson	Phipps	Smith J E
Barrett	Fancher	McAdam	Plank	Smith J T
Bennet	Ferre	McCullough	Platt	Stevens
Bordwell	Fisher	McInerney	Prince	Stiles
Bradley	Fitzp'ck J H	McKeown	Rainey	Townsend
Brooks	Fitzp'ck W P	McNair	Reilley	Traub
Burke	Fuller	McQuade	Remsen	Treat
Burns	Grady	Meeks	Reynolds	Ulmann
Candee	Griffith	Merritt	Richter	Weber
Colby	Haviland	Monroe	Robinson	Weekes
Cook	Higgins	Moran	Rogers	Wilson
Costello	Hoadley	Morgan	Ross	Wolf
Coughtry	Hughes	Neville	Ruehl	Woody
Dale	Kelsey	Newcomb	Salyerds	Yale
Darrison	Knipp	O'Brien		

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1678) entitled "An act to establish and improve a public park, to be known as Hamilton park, in the borough of Manhattan in the city of New York." (Int. No. 848.)

On motion of Mr. J. A. Allen, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }  
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Cowan	Hoadley	Moran	Rogers
Adler	Daly	Hughes	Morgan	Ross
Ahern	Darrison	Keenan	Neville	Ruehl
Allen F E	Davis M	Kelsey	Newcomb	Salverds
Allen J A	Dickey	Knipp	O'Brien	Sanders
Apgar	Dooling	Landon	O'Malley	Seymour
Baldwin	Doll	Langhorst	Orr	Sloane
Bedell	Duer	Leggett	Outterson	Smith C W
Blackwell	Duross	Lewis	Oxford	Smith G H
Bourke	Dusinbery	Litthauer	Patchin	Smith J T
Bradley	Egan	Manee	Patton	Snyder
Brill	Ferre	Mansfield	Pendry	Stevens
Brooks	Finch	Marson	Phillips	Sulzberger
Burnett	Fisher	McAdam	Plank	Townsend
Burns	Fitzp'ck J H	McCullough	Platt	Traub
Candee	Fowler	McInerney	Prince	Treat
Chambers	Gardiner	McMillan	Rainey	Ulmann
Colby	Grady	McNair	Reeve	Weber
Conkling	Griffith	McQuade	Reilley	Weekes
Cook	Hanford	Meeks	Reynolds	Williams
Coon	Haviland	Merritt	Richter	Wolf
Cotton	Higgins	Monroe	Rider	Woody
Coughtry				

In the negative,

Davis G

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1481) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Thomas H. Smith and others against the State of New York for damages alleged to have been sustained in the towns of Galen and Savannah, county of Wayne, by them and to render judgment therein." (Int. No. 1112.)

On motion of Mr. Griffith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Hewitt	Coon	Rogers
Adler	Coughtry	Higgins	Monroe	Ross
Allds	Dale	Hooker	Morgan	Ruehl
Allen F E	Daly	Hughes	Neville	Sanders
Allston	Day	Keenan	Newcomb	Scanlon
Apgar	Davis M	Kelsey	O'Brien	Seymour
Ash	Dickinson	Lally	O'Malley	Sherer
Barrett	Doll	Landon	Orr	Smith C W
Bedell	Doughty	Langhorst	Outterson	Smith G H
Blackwell	Duer	Lewis	Oxford	Smith J E
Bordwell	Duross	Litthauer	Patchin	Snyder
Bourke	Dusinbery	Manee	Patton	Stiles
Bradley	Fancher	Mansfield	Phillips	Sulzberger
Brill	Finch	Marson	Phipps	Traub
Brooks	Fisher	McAdam	Plank	Treat
Burke	Fitzp'ck J H	McCullough	Platt	Ulmann
Burnett	Fitzp'ck W P	McInerney	Rainey	Wainwright
Burns	Fowler	McKeown	Reeve	Weekes
Cadin	Fuller	McMillan	Reilley	Williams
Chambers	Gardiner	McNair	Remsen	Wolf
Colby	Graeff	McQuade	Richter	Woody
Conkling	Hammond	Meeks	Rider	Yale
Cook	Hanford	Merritt	Robinson	

In the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1341) entitled "An act to enable the county of Erie and the town of Grand Island to construct a bridge from the town of

Grand Island across the east branch of the Niagara river to the mainland, and to issue bonds therefor." (Int. No. 1034.)

On motion of Mr. Patton, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Higgins	Morgan	Scanlon
Adler	Dale	Hooker	Neville	Schneider
Ahern	Darrison	Keenan	O'Brien	Sherer
Allds	Davis G	Knipp	O'Malley	Sloane
Allen F E	Dickey	Lally	O'Brien	Smith C W
Allston	Dickinson	Landon	Oxford	Smith J E
Apgar	Dooling	Langhorst	Palmer	Smith J T
Baldwin	Doughty	Leggett	Patton	Snyder
Barrett	Duross	Lewis	Pendry	Stevens
Bedell	Dusinbery	Litthauer	Plank	Stiles
Blackwell	Fancher	Manee	Platt	Sulzberger
Bourke	Ferre	Marson	Rainey	Traub
Bradley	Fisher	McAdam	Reeve	Treat
Brooks	Fitzgerald	McCullough	Reilley	Ulmann
Burke	Fitzp'ck J H	McInerney	Remsen	Wainwright
Burns	Fitzp'ck W P	McMillan	Richter	Weber
Cadin	Fowler	McNair	Rider	Weekes
Candee	Fuller	Meeks	Rogers	Williams
Colby	Gardiner	Merritt	Ross	Wolf
Conkling	Graeff	Monroe	Ruehl	Woody
Coon	Hammond	Moran	Salyerds	Yale
Costello	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



Mr. Speaker announced the special order, being the bill (No. 1214) entitled "An act to amend the Penal Code in relation to buying or receiving metals used by or belonging to certain persons or corporations." (Int. No. 964.)

On motion of Mr. Moran, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 110 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Daly	Hoadley	O'Brien	Salyerds
Adler	Darrison	Hughes	O'Malley	Sanders
Allds	Davis G	Keenan	Orr	Scanlon
Allen F E	Dickey	Knipp	Outterson	Schneider
Allston	Dickinson	Lally	Oxford	Seymour
Apgar	Doll	Landon	Palmer	Sherer
Baldwin	Doughty	Langhorst	Patton	Sloane
Barrett	Duross	Leggett	Pendry	Smith C W
Bennet	Egan	Lewis	Phipps	Smith G H
Bordwell	Fancher	Litthauer	Plank	Smith J E
Bradley	Ferre	Mansfield	Platt	Smith J T
Brill	Fisher	McAdam	Prince	Stevens
Burke	Fitzgerald	McCullough	Rainey	Stiles
Burnett	Fitzp'ck J H	McInerney	Reeve	Townsend
Cadin	Fitzp'ck W P	McMillan	Reilley	Treat
Chambers	Fowler	McNair	Remsen	Ulmann
Conkling	Gardiner	Meeks	Reynolds	Wainwright
Cook	Grady	Merritt	Rider	Weber
Coon	Graeff	Moran	Robinson	Williams
Cotton	Hammond	Morgan	Rogers	Wilson
Coughtry	Haviland	Neville	Ross	Wolf
Dale	Higgins	Newcomb	Ruehl	Woody

In the negative,

Dooling

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1650) entitled "An act to amend subsection 9 of section 1 of chapter 591, relating to the division of the State into Congressional districts." (Int. No. 1222.)

On motion of Mr. Weekes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hanford	Merritt	Robinson
Adler	Dale	Hewitt	Monroe	Rogers
Ahern	Daly	Higgins	Moran	Ruehl
Allen F E	Darrison	Hoadley	Morgan	Salyerds
Allen J A	Davis G	Hughes	Neville	Sanders
Allston	Davis M	Keenan	Newcomb	Schneider
Apgar	Dickey	Knipp	Nye	Seymour
Ash	Dooling	Lally	O'Malley	Sherer
Barrett	Doll	Landon	Orr	Smith C W
Bedell	Doughty	Langhorst	Outterson	Smith G H
Bennet	Duross	Leggett	Oxford	Smith J E
Bordwell	Dusinbery	Lewis	Palmer	Snyder
Bradley	Egan	Litthauer	Patchin	Stevens
Brill	Fancher	Manee	Pendry	Sulzberger
Burke	Finch	Mansfield	Phillips	Townsend
Burns	Fisher	Marson	Phipps	Traub
Cadin	Fitzgerald	McAdam	Platt	Treat
Candee	Fitzp'ck J H	McInerney	Prince	Wainwright
Chambers	Fitzp'ck W P	McKeown	Rainey	Weber
Colby	Fowler	McMillan	Reeve	Williams

Conkling	Gardiner	McNair	Remsen	Wilson
Coon	Graeff	McQuade	Reynolds	Woody
Costello	Griffith	Meeks	Rider	Yale
Cotton	Hammond			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1676) entitled "An act to amend the Election Law, relating to ballots for town meetings." (Int. No. 538.)

On motion of Mr. Moran, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }  
{ NOES 27 }

Those who voted in the affirmative, were

Adams.	Coon	Hammond	Monroe	Ruehl
Ahern	Costello	Hanford	Moran	Schneider
Allds	Cotton	Haviland	Morgan	Seymour
Allen F E	Coughtry	Hewitt	Newcomb	Sherer
Allen J A	Cowan	Higgins	Nye	Smith C W
Allston	Darrison	Hoadley	O'Brien	Smith G H
Apgar	Davis G	Hooker	O'Malley	Smith J T
Ash	Davis M	Kelsey	Orr	Snyder
Bedell	Dickey	Knipp	Outterson	Stevens
Bennet	Dickinson	Landon	Patchin	Stiles
Blackwell	Doughty	Langhorst	Pendry	Traub
Brill	Dusinbery	Leggett	Phipps	Treat
Brooks	Fancher	Lewis	Plank	Wainwright
Burnett	Finch	Manee	Reeve	Weber
Cadin	Fisher	Mansfield	Remsen	Weekes
Candee	Fowler	Marson	Reynolds	Williams
Chambers	Gardiner	McMillan	Robinson	Wilson

Colby	Graeff	McNair	Rogers	Woody
Conkling	Griffith	Merritt	Ross	Yale
Cook				

Those who voted in the negative, were

Baldwin	Dale	Fitzgerald	Meeks	Richter
Barrett	Daly	Fitzp'ck W P	Oxford	Rider
Bordwell	Dooling	Litthauer	Palmer	Smith J E
Bourke	Doll	McAdam	Prince	Sulzberger
Bradley	Egan	McInerney	Reilley	Wolf
Burns	Ferre			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1685) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of the F. W. Devoe & C. T. Reynolds Company and the Eppens Smith & Wiemann Company against the State for taxes alleged to have been erroneously paid to the Comptroller of the State of New York." (Int. No. 1226.)

On motion of Mr. Brill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Cotton	Hanford	Merritt	Robinson
Adler	Cowan	Haviland	Monroe	Rogers
Ahern	Dale	Hewitt	Moran	Ross
Allds	Daly	Higgins	Morgan	Ruehl
Allen J A	Darrison	Hooker	Neville	Salyerds
Allston	Day	Hughes	Newcomb	Scanlon



Ash	Davis M	Keenan	O'Brien	Schneider
Baldwin	Dickey	Knipp	O'Malley	Seymour
Barrett	Dooling	Lally	Orr	Sherer
Bedell	Doll	Landon	Gutterson	Smith C W
Blackwell	Duer	Langhorst	Oxford	Smith G H
Bordwell	Duross	Leggett	Palmer	Smith J E
Bourke	Dusinbery	Lewis	Patchin	Smith J T
Bradley	Egan	Litthauer	Patton	Snyder
Brill	Ferre	Manee	Pendry	Stiles
Brooks	Finch	Mansfield	Phillips	Sulzberger
Burke	Fitzgerald	Marson	Plank	Traub
Burnett	Fitzp'ck J H	McAdam	Platt	Treat
Burns	Fitzp'ck W P	McCullough	Prince	Ulmann
Cadin	Fowler	McInerney	Rainey	Weber
Candee	Fuller	McKeown	Reeve	Weekes
Chambers	Grady	McMillan	Reilley	Williams
Conkling	Graeff	McNair	Remsen	Wolf
Cook	Griffith	McQuade	Reynolds	Woody
Costello	Hammond	Meeks	Rider	Yale

In the negative,

Davis G

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 603, Assembly reprint No. 1619) entitled "An act to amend the charter of the village of Saratoga Springs and to provide for the appointment of sewer, water and street commissioners for said village and to prescribe their powers and duties." (Rec. No. 193.)

On motion of Mr. Mansfield, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Seaulon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ek J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ek W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 1585) entitled "An act to amend the Tax Law, relative to the apportionment of the valuation of railroad, telephone, telegraph and pipe line companies between school districts." (Int. No. 655.)

On motion of Mr. Mansfield, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 112 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Higgins	Morgan	Scanlon
Adler	Daly	Hoadley	Neville	Schneider
Ahern	Darrison	Hooker	Nye	Seymour
Allds	Davis G	Hughes	O'Brien	Sherer
Allen F E	Davis M	Keenan	Orr	Sloane
Allen J A	Dickinson	Knipp	Oxford	Smith C W
Allston	Dooling	Landon	Palmer	Smith G H
Apgar	Doughty	Langhorst	Patchin	Smith J E
Baldwin	Duross	Leggett	Patton	Smith J T
Barrett	Dusinbery	Litthauer	Phillips	Snyder
Bennet	Fancher	Manee	Phipps	Stevens
Bordwell	Finch	Marson	Plank	Sulzberger
Bourke	Fisher	McAdam	Prince	Townsend
Brill	Fitzgerald	McCullough	Rairey	Traub
Brooks	Fitzp'ck W P	McInerney	Reeve	Treat
Burnett	Fowler	McKeown	Remsen	Ulmann
Burns	Fuller	McNair	Richter	Weber
Candee	Grady	McQuade	Robinson	Weekes
Chambers	Graeff	Meeks	Rogers	Wilson
Conkling	Griffith	Merritt	Ross	Wolf
Coon	Hammond	Monroe	Ruehl	Woody
Costello	Hanford	Moran	Salyerds	Yale
Coughtry	Haviland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1566) entitled "An act to amend and revise chapter 343 of the Laws of 1883, entitled 'An act to incorporate the fire department of the village of Sing Sing (now the village of Ossining)

as amended by chapter 13 of the Laws of 1884' is hereby further amended so as to read as follows." (Int. No. 1172.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Keenan	O'Malley	Schneider
Adler	Darrison	Kelsey	Orr	Seymour
Ahern	Davis G	Lally	Oxford	Sherer
Allds	Dickey	Landon	Palmer	Sloane
Allen J A	Dooling	Leggett	Patton	Smith O W
Allston	Doughty	Lewis	Phillips	Smith G H
Apgar	Duer	Litthauer	Phipps	Smith J E
Ash	Dusinbery	Manee	Plank	Smith J T
Baldwin	Egan	Mansfield	Platt	Snyder
Barrett	Ferre	Marson	Prince	Stevens
Bennet	Finch	McAdam	Reeve	Stiles
Blackwell	Fisher	McCullough	Reilley	Sulzberger
Bourke	Fitzp'ck J H	McInerney	Remsen	Traub
Bradley	Fowler	McKeown	Reynolds	Treat
Brill	Fuller	McMillan	Richter	Ulmann
Burke	Gardiner	McNair	Rider	Wainwright
Burns	Graeff	McQuade	Robinson	Weber
Cadin	Griffith	Meeks	Rogers	Weekes
Candee	Hanford	Monroe	Ross	Williams
Chambers	Haviland	Moran	Ruehl	Wilson
Conkling	Higgins	Morgan	Salyerds	Wolf
Coon	Hoadley	Neville	Sanders	Woody
Costello	Hooker	Newcomb	Scanlon	Yale
Coughtry	Hughes	O'Brien		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



Mr. Speaker announced the special order, being the Senate bill (No. 572, Assembly reprint No. 1667) entitled "An act to incorporate an inebriates' home, and to provide for the care and treatment of habitual drunkards therein." (Rec. No. 141.)

On motion of Mr. Reilley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Merritt	Robinson
Adler	Cotton	Griffith	Monroe	Rogers
Ahern	Coughtry	Hammond	Moran	Ross
Alds	Cotton	Hanford	Morgan	Ruehl
Allen F E	Day	Haviland	Neville	Sanders
Allen J A	Daly	Hewitt	Newcomb	Scanlon
Allston	Darrison	Higgins	Nye	Schneider
Apgar	Day	Hoadley	O'Brien	Seymour
Ash	Davis G	Hooker	O'Malley	Sherer
Baldwin	Davis M	Hughes	Orr	Sloane
Bennet	Dickey	Keenan	Outterson	Smith J E
Bedell	Dickinson	Kelsey	Oxford	Smith J T
Benmet	Dooling	Knipp	Palmer	Snyder
Blackwell	Doughty	Lally	Patchin	Stevens
Bordwell	Duer	Landon	Patton	Stiles
Bourke	Duross	Langhorst	Pendry	Sulzberger
Bradley	Dusinbery	Leggett	Phillips	Townsend
Brill	Egan	Lewis	Phipps	Traub
Brooks	Fancher	Manee	Plank	Treat
Burke	Ferre	Mansfield	Platt	Ulmann
Burnett	Finch	Marson	Princee	Wainwright
Burns	Fisher	McAdam	Rainey	Weber
Cadin	Fitzgerald	McCallough	Reeve	Weekes
Candee	Fitzp'ck J H	McInerney	Reilley	Williams
Chambers	Fitzp'ck W P	McKeown	Remsen	Wilson

Colby	Fowler	McMillan	Reynolds	Wolf
Conkling	Fuller	McNair	Richter	Woody
Cook	Gardiner	McQuade	Rider	Yale
Coon	Grady			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1299) entitled "An act to amend the Code of Civil Procedure, in relation to the exemption from jury duty of telegraph operators." (Int. No. 1012.)

On motion of Mr. Rogers, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Monroe	Ruehl
Adler	Cowan	Hanford	Moran	Salyerds
Ahern	Dale	Haviland	Morgan	Sanders
Allds	Daly	Hewitt	Neville	Scanlon
Allen F E	Darrison	Higgins	Newcomb	Schneider
Allen J A	Day	Hoadley	Nye	Seymour
Allston	Davis G	Hooker	O'Brien	Sherer
Ash	Davis M	Hughes	O'Malley	Sloane
Baldwin	Dickey	Keenan	Orr	Smith O W
Barrett	Dickinson	Kelsey	Outterson	Smith G H
Bedell	Dooling	Knipp	Oxford	Smith J E
Bennet	Doll	Lally	Palmer	Smith J T
Blackwell	Doughty	Landon	Patchin	Snyder
Bordwell	Duer	Langhorst	Patton	Stevens
Bourke	Duross	Leggett	Pendry	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger

Brooks	Egan	Litthauer	Plank	Townsend
Burke	Fancher	Manee	Platt	Traub
Burnett	Ferre	Mansfield	Prince	Treat
Burns	Fisher	Marson	Rainey	Ulmann
Cadin	Fitzgerald	McAdam	Reeve	Wainwright
Candee	Fitzp'ck J H	McCullough	Reilley	Weber
Chambers	Fitzp'ck W P	McInerney	Remsen	Weekes
Colby	Fowler	McKeown	Reynolds	Williams
Conkling	Fuller	McMillan	Richter	Wilson
Cook	Gardiner	McNair	Rider	Wolf
Coon	Grady	McQuade	Robinson	Woody
Costello	Graeff	Meeks	Rogers	Yale
Cotton	Griffith	Merritt	Ross	

Those who voted in the negative, were

Finch                  Phillips

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 929) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim or claims of the Brandow Printing Company, and to render judgment therefor." (Int. No. 782.)

On motion of Mr. Coughtry, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }  
{ NOES 22 }

Those who voted in the affirmative, were

Adams	Coon	Haviland	Morgan	Ross
Ahern	Costello	Hewitt	Neville	Ruehl
Allds	Cotton	Higgins	Newcomb	Salyerds
Allen F E	Coughtry	Hoadley	O'Brien	Sanders

Allen J A	Cowan	Hooker	O'Malley	Seymour
Allston	Darrison	Hughes	Orr	Smith C W
Apgar	Davis M	Landon	Outterson	Smith J T
Ash	Dickinson	Langhorst	Patchin	Stevens
Bedell	Doughty	Leggett	Patton	Stiles
Bennet	Dusinbery	Lewis	Pendry	Traub
Brill	Fancher	Manee	Phipps	Treat
Brooks	Finch	Mansfield	Plank	Wainwright
Barrett	Fisher	Marson	Platt	Weber
Burns	Gardiner	McMillan	Rainey	Weekes
Cadin	Graeff	McNair	Reeve	Williams
Candee	Fowler	Merritt	Remsen	Wilson
Chambers	Griffith	Monroe	Reynolds	Woody
Conkling	Hammond	Moran	Robinson	Yale
Cook	Hanford			

Those who voted in the negative, were

Baldwin	Davis G	Fitzp'ck W P	Nye	Richter
Blackwell	Dickey	Kelsey	Oxford	Rider
Bourke	Dooling	Litthauer	Palmer	Smith G H
Burke	Egan	McAdam	Phillips	Sulzberger
Daly	Ferre			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1675) entitled "An act to amend the Railroad Law, in relation to percentage of gross receipts to be paid in cities or villages; report of officers." (Int. No. 519.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.



{ AYES 49 }  
{ NOES 55 }

Those who voted in the affirmative, were

Adams	Cotton	Hooker	Morgan	Smith J E
Allds	Coughtry	Knipp	Orr	Smith J T
Allen F E	Dickinson	Landon	Phipps	Stevens
Apgar,	Dusinbery	Leggett	Platt	Wainwright
Ash	Egan	Litthauer	Rainey	Weber
Bedell	Fitzgerald	Manee	Remsen	Weekes
Brill	Gardiner	McAdam	Rider	Wilson
Brooks	Graeff	McKeown	Rogers	Woody
Burnett	Griffith	McNair	Sanders	Yale
Coon	Haviland	Moran	Schneider	

Those who voted in the negative, were

Ahern	Dale	Finch	Monroe	Reeve
Allston	Daly	Fitzp'ck J H	Newcomb	Reynolds
Barrett	Day	Fowler	Nye	Ruehl
Blackwell	Davis G	Grady	O'Malley	Scanlon
Bordwell	Davis M	Hammond	Outterson	Seymour
Bradley	Dickey	Higgins	Oxford	Sherer
Burke	Dooling	Hughes	Palmer	Smith C W
Cadin	Doll	Kelsey	Patchin	Sulzberger
Chambers	Doughty	Langhorst	Patton	Ulmann
Cook	Fancher	Mansfield	Phillips	Williams
Cowan	Ferre	McQuade	Plank	Wolf

Mr. Bedell moved to reconsider the vote on the final passage of said bill, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bedell, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 1588) entitled "An act in relation to the motive power to be used upon the New York and Harlem Railroad in Park avenue, in the city of New York, and the terminals connected therewith." (Int. No. 1105.)

Said bill having been announced for a third reading,

Mr. Wainwright moved that said bill be recommitted to the committee on railroads, with instructions to report the same forthwith amended as follows:

Page 2, line 3, after the word "time" insert the words "for a period not exceeding one year;" and after section 1 insert a new section to be designated "section 2," to read as follows:

"§ 2. Every corporation violating any of the provisions of this act shall be guilty of a misdemeanor, and may be indicted therefor by the grand jury, and may be proceeded against as now provided by the code of criminal procedure, and upon conviction thereof shall be punished by a fine of five thousand dollars for each day or part of a day that such offense occurs or continues, and shall be duly sentenced to pay the same. Such fine or fines shall be collected as provided in section six hundred and eighty-two of the code of criminal procedure."

Also change the designation or numbering of the present sections 2 and 3 to 3 and 4 respectively.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Wainwright, and it was determined in the negative.

{ AYES 31 }  
{ NOES 90 }

Those who voted in the affirmative, were

Allen J A	Davis G	Fitzp'ck W	McCullough	Rider
Baldwin	Davis M	Grady	Morgan	Sloane
Barrett	Dooling	Higgins	Neville	Smith G H
Bennet	Doll	Hooker	Newcomb	Sulzberger
Burke	Finch	Litthauer	Palmer	Wainwright
Dale	Fitzp'ck J H	McAdam	Prince	Weekes
Daly				

Those who voted in the negative, were

Adams	Cook	Hanford	O'Malley	Salverds
Adler	Coon	Haviland	Orr	Sanders
Ahern	Costello	Hewitt	Outterson	Schneider
Allds	Cotton	Hoadley	Patchin	Seymour
Allen F E	Coughtry	Hughes	Pendry	Sherer
Allston	Darrison	Kelsey	Phillips	Smith C W
Apgar	Dickey	Knipp	Phipps	Smith J E
Ash	Dickinson	Langhorst	Plank	Smith J T
Bedell	Doughty	Lewis	Platt	Snyder
Bordwell	Dusinbery	Mansfield	Rainey	Stevens
Brill	Egan	Marson	Reeve	Stiles
Brooks	Fancher	McMillan	Reilley	Traub
Burnett	Fisher	McNair	Remsen	Treat
Cadin	Fitzgerald	Meeks	Reynolds	Weber

Candee	Fowler	Merritt	Robinson	Williams
Chambers	Graeff	Monroe	Rogers	Wilson
Colby	Griffith	Moran	Ross	Woody
Conkling	Hammond	Nye	Ruehl	Yale

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Higgins	Nye	Sanders
Adler	Coughtry	Hoadley	O'Malley	Scanlon
Ahern	Dale	Hooker	Orr	Schneider
Allds	Daly	Hughes	Outterson	Seymour
Allen F E	Darrison	Kelsey	Oxford	Sherer
Allen J A	Day	Knipp	Palmer	Sloane
Allston	Davis G	Landon	Patchin	Smith C W
Apgar	Davis M	Langhorst	Fatton	Smith G H
Ash	Dickey	Leggett	Pendry	Smith J E
Bedell	Dickinson	Lewis	Phillips	Smith J T
Bennet	Dooling	Litthauer	Phipps	Snyder
Blackwell	Doughty	Manee	Plank	Stevens
Bordwell	Dusinbery	Mansfield	Platt	Stiles
Bradley	Egan	Marson	Prince	Sulzberger
Brill	Fancher	McAdam	Rainey	Townsend
Brooks	Finch	McCullough	Reeve	Traub
Burke	Fisher	McInerney	Reilley	Treat
Burnett	Fitzp'ck W P	McKeown	Remsen	Ulmann
Burns	Fowler	McMillan	Reynolds	Wainwright
Cadin	Gardiner	McNair	Richter	Weber
Candee	Grady	McQuade	Rider	Weekes
Chambers	Graeff	Merritt	Robinson	Williams
Colby	Griffith	Monroe	Rogers	Wilson
Conkling	Hammond	Moran	Ross	Wolf
Cook	Hanford	Morgan	Ruehl	Woody
Coon	Haviland	Neville	Salverds	Yale
Costello	Hewitt	Newcomb		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1655) entitled "An act to amend the Railroad Law, in relation to additions to or changes in terminal facilities, stations or approaches thereto, railroads and the structures connected therewith, in cities of the first class." (Int. No. 901.)

Said bill having been announced for a third reading,

Mr. Bradley moved that said bill be recommitted to the committee on railroads, with instructions to report the same forthwith amended as follows:

Page 7, at end of section 2, insert the following: "nor shall anything herein contained apply to the property known as the Main and Hamburg canal, in the city of Buffalo."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bradley, and it was determined in the negative.

Mr. O'Malley moved that said bill be recommitted to the committee on railroads, with instructions to report the same forthwith amended as follows:

Page 7, line 20, after the word "state" insert the following: "the provisions of this act shall not apply to the city of Buffalo."

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Malley, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 91 }  
 { NOES 30 }

Those who voted in the affirmative, were

Adams	Coughtry	Hewitt	Monroe	Ross
Adler	Cowan	Hoadley	Moran	Salyerds
Allds	Dale	Hooker	Morgan	Sanders
Allen F E	Darrison	Keenan	Nye	Schneider
Allen J A	Davis M	Kelsey	O'Brien	Seymour
Allston	Dickey	Knipp	Orr	Sherer
Apgar	Dickinson	Landon	Outterson	Smith C W
Ash	Doughty	Langhorst	Patchin	Smith G H
Bedell	Dusinbery	Leggett	Pendry	Smith J E
Brill	Fancher	Lewis	Phillips	Snyder
Burnett	Fisher	Manee	Plank	Stevens
Burns	Fitzgerald	Mansfield	Rainey	Treat
Cadin	Fowler	Marson	Reeve	Wainwright
Candee	Gardiner	McKeown	Remsen	Weber
Colby	Graeff	McMillan	Reynolds	Weekes
Conkling	Griffith	McNair	Rider	Wilson
Coon	Hammond	Meeks	Robinson	Woody
Costello	Hanford	Merritt	Rogers	Yale
Cotton				

Those who voted in the negative, were

Baldwin	Brooks	Finch	Newcomb	Reilly
Barrett	Burke	Fitzp'ck J H	O'Malley	Richter
Bennet	Cook	Fitzp'ck W P	Oxford	Ruehl
Blackwell	Davis G	Litthauer	Palmer	Scanlon
Bourke	Dooling	McAdam	Patton	Sulzberger
Bradley	Doll	McCullough	Prince	Williams

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weekes moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Coon	Griffith	Morgan	Ruehl
Adler	Costello	Hammond	Neville	Salyerds
Ahern	Cotton	Hanford	Newcomb	Sanders
Allds	Coughtry	Hewitt	Nye	Scanlon
Allen F E	Cowan	Higgins	O'Brien	Schneider

Allen J A	Daly	Hooker	O'Malley	Seymour
Allston	Darrison	Hughes	Orr	Sherer
Ash	Day	Keenan	Outterson	Smith C W
Baldwin	Davis G	Kelsey	Oxford	Smith G H
Barrett	Davis M	Knipp	Palmer	Smith J E
Bedell	Dickey	Landon	Patchin	Smith J T
Bennet	Dickinson	Langhorst	Patton	Snyder
Blackwell	Dooling	Leggett	Pendry	Stevens
Bordwell	Doll	Lewis	Phillips	Stiles
Bourke	Doughty	Litthauer	Phipps	Sulzberger
Bradley	Dusinbery	Manee	Plank	Townsend
Brill	Egan	Mansfield	Platt	Traub
Brooks	Fancher	Marson	Prince	Treat
Burke	Finch	McAdam	Rainey	Ulmann
Burnett	Fisher	McKeown	Reeve	Wainwright
Burns	Fitzgerald	McMillan	Reilley	Weber
Cadin	Fitzp'ck J H	McNair	Remsen	Weekes
Candee	Fitzp'ck W P	McQuade	Richter	Williams
Chambers	Fowler	Meeks	Rider	Wilson
Colby	Gardiner	Merritt	Robinson	Woody
Conkling	Grady	Monroe	Rogers	Yale
Cook	Graeff	Moran	Ross	134

The Clerk furnished a list of absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the House with Mr. Apgar, who, upon giving a satisfactory explanation for being absent, was excused.

Mr. Allds moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 74 }  
{ NOES 57 }

Those who voted in the affirmative, were

Adams	Costello	Hanford	Nye	Rogers
Ahern	Coughtry	Haviland	Orr	Ross
Allds	Cowan	Hewitt	Outterson	Salyerds
Allen J A	Day	Hoadley	Palmer	Smith C W
Allston	Davis M	Hooker	Patchin	Smith G H
Apgar	Dickey	Kelsey	Pendry	Smith J T
Ash	Dickinson	Knipp	Phillips	Snyder
Bedell	Doughty	Landon	Plank	Stevens

Bordwell	Dusinbery	Langhorst	Platt	Stiles
Brill	Fancher	Lewis	Rainey	Traub
Burnett	Fisher	McMillan	Reeve	Treat
Candee	Fowler	McNair	Remsen	Weber
Chambers	Gardiner	Merritt	Reynolds	Williams
Conkling	Griffith	Monroe	Rider	Yale
Coon	Hammond	Moran	Robinson	

Those who voted in the negative, were

Adler	Cook	Graeff	Newcomb	Schneider
Allen J A	Daly	Keenan	O'Brien	Seymour
Baldwin	Darrison	Litthauer	O'Malley	Sherer
Barrett	Davis G	Mansfield	Oxford	Smith J E
Bennet	Dooling	McAdam	Patton	Sulzberger
Blackwell	Doll	McCullough	P'lipps	Ulmann
Bourke	Egan	McKeown	Prince	Wainwright
Bradley	Finch	McQuade	Reilley	Weekes
Brooks	Fitzgerald	Meeks	Richter	Wilson
Burke	Fitzp'ck J H	Morgan	Ruehl	Wolf
Burns	Fitzp'ck W P	Neville	Sanders	Woody
Cadin	Grady			

Mr. Speaker announced the special order, being the bill (No. 1281) entitled "An act making provision for issuing bonds to the amount of not to exceed \$37,200,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and two." (Int. No. 330.)

Said bill having been announced for a third reading,

Mr. Weekes moved that said bill be recommitted to the committee on canals, with instructions to report the same forthwith amended as follows:

Change title of bill by omitting the words "seven million two" and insert the words "one million eight."

Also in title of bill strike out the words "the Oswego canal."

Page 1, line 3, strike out the words "seven million two" and insert the words "one million eight."

Same page, line 7, strike out the words "the Oswego canal."

Page 2, line 6, strike out the words "seven million two" and insert the words "one million eight."

Same page, line 11, insert a comma after the word "par."

Page 3, line 8, strike out the word "seven" and the hyphen preceding it.

Same page, line 26, strike out the comma and the words "the Oswego canal."

Page 4, line 1, strike out the words "and the Oswego canal."

Same page, line 5, strike out the letter "s" in the word "single" and insert a capital letter "S."

Same page, line 13, insert a comma between the word "same" and the word "except."

Same page, line 15, strike out the comma after the word "chambers."

Page 4, line 16, strike out the word "the" at the end of line.

Same page, line 18, strike out the words "said canals" and insert the word "canal."

Page 5, line 3, strike out the comma and the words "and also the Oswego canal from its junction with the."

Same page, line 4, strike out the words "Erie canal at Syracuse to deep water in Lake Ontario."

Same page, line 7, strike out the comma.

Same page, line 12, strike out the word "canals" and insert the word "canal."

Page 7, line 26, insert a comma between the words "surveyor" and "stating."

Page 8, line 13, strike out the comma after the word "present" and insert a semicolon.

Same page, line 19, strike out the comma after the word "board."

Page 10, line 25, insert the word "than" between the words "less" and "ten."

Page 11, line 4, strike out the words "said canals" and insert the word "canal."

Same page, line 9, strike out the words "seven million two" and insert the words "one million eight."

Same page, line 15, strike out the words "seven million two" and insert the words "one million eight."

Page 12, line 10, strike out the words "seven million two" and insert the words "one million eight."

Same page, line 11, strike out the comma after the word "canal."

Same page, same line, strike out the words "the Oswego canal."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Weekes, and it was determined in the negative.



{ AYES 64 }  
 { NOES 70 }

Those who voted in the affirmative, were

Adler	Cook	Keenan	Newcomb	Seymour
Allen J A	Daly	Langhorst	O'Brien	Sherer
Ash	Darrison	Leggett	O'Malley	Smith J E
Baldwin	Davis G	Litthauer	Oxford	Snyder
Barrett	Dooling	Mansfield	Patton	Sulzberger
Bennet	Doll	McAdam	Phipps	Townsend
Blackwell	Egan	McCullough	Prince	Ulmann
Bourke	Finch	McKeown	Rainey	Wainwright
Bradley	Fitzgerald	McMillan	Reilley	Weekes
Brooks	Fitzp'ck J H	McQuade	Richter	Wilson
Burke	Fitzp'ck W P	Meeks	Ruehl	Wolf
Burns	Grady	Morgan	Sanders	Woody
Colby	Graeff	Neville	Schneider	

Those who voted in the negative, were

Adams	Coon	Griffith	Monroe	Robinson
Ahern	Costello	Hammond	Moran	Rogers
Allds	Coughtry	Hanford	Nye	Ross
Allen F E	Cowan	Haviland	Orr	Salyerds
Allston	Day	Hewitt	Outterson	Smith C W
Apgar	Davis M	Hoadley	Palmer	Smith G H
Bedell	Dickey	Hooker	Patchin	Smith J T
Bordwell	Dickinson	Kelsey	Phillips	Stevens
Brill	Doughty	Knipp	Plank	Stiles
Burnett	Dusinbery	Lewis	Platt	Traub
Cadin	Fancher	Manee	Reeve	Treat
Candee	Fisher	Marson	Remsen	Weber
Chambers	Fowler	McNair	Reynolds	Williams
Conkling	Gardiner	Merritt	Rider	Yale

Mr. Palmer moved that said bill be recommitted to the committee on canals, with instructions to report the same forthwith amended as follows:

Page 2, line 11, after the word "and" strike out the words "shall be exempt."

Same page, line 12, strike out the words "from taxation."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Palmer, and it was determined in the negative.

Mr. Palmer moved that said bill be recommitted to the committee on canals, with instructions to report the same forthwith amended as follows:

Page 2, line 7, after the word "three" strike out the words "and one-half."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Palmer, and it was determined in the negative.

Mr. Kelsey moved that said bill be recommitted to the committee on canals, with instructions to report the same forthwith amended by substituting therefor a substitute bill.

(See Appendix.)

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kelsey, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 63 }  
{ NOES 67 }

Those who voted in the affirmative, were

Adler	Cook	Grady	Meeks	Ruehl
Allen J A	Costello	Graeff	Neville	Sanders
Ash	Daly	Hughes	Newcomb	Schneider
Baldwin	Darrison	Keenan	O'Brien	Seymour
Barrett	Dooling	Langhorst	O'Malley	Sherer
Bennet	Doll	Lewis	Oxford	Smith J E
Blackwell	Doughty	Litthauer	Patton	Snyder
Bourke	Egan	Mansfield	Phipps	Sulzberger
Bradley	Finch	McAdam	Prince	Ulmann
Brooks	Fitzgerald	McCullough	Rainey	Wilson
Burke	Fitzp'ck J H	McKeown	Reilley	Wolf
Burns	Fitzp'ck W P	McMillan	Richter	Woody
Cadin	Gardiner	McQuade		

Those who voted in the negative, were

Ahern	Coughtry	Haviland	Orr	Ross
Allds	Cowan	Hewitt	Outterson	Smith C W
Allen F E	Day	Higgins	Palmer	Smith J T
Allston	Davis G	Hooker	Patchin	Stevens
Apgar	Davis M	Kelsey	Pendry	Stiles
Bedell	Dickey	Knipp	Phillips	Townsend
Bordwell	Dickinson	Marson	Plank	Traub
Brill	Dusinbery	McNair	Platt	Treat
Burnett	Fancher	Merritt	Reeve	Wainwright
Candee	Fisher	Monroe	Reynolds	Weber
Chambers	Fowler	Moran	Rider	Weekes
Colby	Griffith	Morgan	Robinson	Williams
Conkling	Hammond	Nye	Rogers	Yale
Coon	Hanford			

Mr. Speaker announced the special order, being the bill (No. 1659) entitled "An act to amend section 145 of the Code of Civil Procedure." (Int. No. 1155.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Fuller	McNair	Richter
Adler	Cotton	Gardiner	McQuade	Rider
Ahern	Coughtry	Grady	Meeks	Rogers
Allds	Cowan	Griffith	Merritt	Ross
Allen F E	Dale	Hammond	Monroe	Ruehl
Allen J A	Daly	Hanford	Moran	Salyerds
Allston	Darrison	Haviland	Morgan	Scanlon
Apgar	Day	Hewitt	Newcomb	Schneider
Ash	Davis G	Higgins	Nye	Seymour
Baldwin	Davis M	Hoadley	O'Brien	Sherer
Barrett	Dickey	Hooker	O'Malley	Smith C W

Bedell	Dickinson	Hughes	Orr	Smith G H
Bennet	Dooling	Keenan	Outtersen	Smith J E
Blackwell	Doll	Knipp	Oxford	Smith J T
Bordwell	Doughty	Lally	Palmer	Stevens
Bourke	Duer	Landon	Patchin	Stiles
Bradley	Duross	Langhorst	Patton	Sulzberger
Brill	Dusinbery	Leggett	Pendry	Townsend
Brooks	Egan	Lewis	Phillips	Traub
Burnett	Fancher	Litthauer	Phlips	Treat
Burns	Ferre	Manee	Plank	Wainwright
Cadin	Finch	Mansfield	Platt	Weber
Candee	Fisher	Marson	Rainey	Weekes
Chambers	Fitzgerald	McAdam	Reeve	Williams
Colby	Fitzp'ck J H	McCullough	Reilley	Wolf
Conkling	Fitzp'ck W P	McInerney	Remsen	Woody
Cook	Fowler	McKeown	Reynolds	Yale
Coon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1660) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to probation officers appointed by the police justice." (Int. No. 404.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Conkling	Fitzp'ck W P	McCullough	Reynolds
Adler	Cook	Fowler	McKeown	Richter
Ahern	Coon	Gardiner	McMillan	Rider
Allen F E	Costello	Grady	McQuade	Rogers
Allen J A	Cotton	Graeff	Meeks	Ross
Allston	Coughtry	Griffith	Merritt	Salyerds



Apgar	Cowan	Hanford	Moran	Scanlon
Ash	Dale	Haviland	Morgan	Schneider
Baldwin	Daly	Hewitt	Newcomb	Sherer
Barrett	Darrison	Higgins	Nye	Smith C W
Bedell	Day	Hoadley	O'Brien	Smith J E
Barrett	Davis G	Hooker	O'Malley	Smith J T
Blackwell	Davis M	Hughes	Outterson	Snyder
Bordwell	Dickinson	Keenan	Oxford	Stiles
Bourke	Dooling	Kelsey	Palmer	Sulzberger
Bradley	Doll	Knipp	Patchin	Townsend
Brill	Doughty	Lally	Patton	Traub
Brooks	Duer	Landon	Phillips	Treat
Burke	Duross	Langhorst	Phipps	Ulmann
Burnett	Dusinbery	Leggett	Plank	Wainwright
Burns	Fancher	Lewis	Platt	Weber
Cadin	Ferre	Litthauer	Prince	Williams
Candee	Finch	Manee	Rainey	Wilson
Chambers	Fisher	Marson	Reilley	Wolf
Colby	Fitzp'ck J H	McAdam	Remsen	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1576) entitled "An act to amend the Forest, Fish and Game Law, in relation to the taking of hares and rabbits." (Int. No. 602.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fitzp'ck W P	Marson	Reilley
Adler	Costello	Fowler	McAdam	Remsen
Ahern	Cotton	Fuller	McInerney	Reynolds
Allds	Coughtry	Gardiner	McKeown	Richter
Allen F E	Cowan	Grady	McMillan	Rider
Allen J A	Dale	Graeff	McQuade	Robinson

Allston	Daly	Hammond	Meeks	Ross
Apgar	Darrison	Hanford	Monroe	Ruehl
Baldwin	Day	Haviland	Moran	Sanders
Barrett	Davis G	Hewitt	Neville	Schneider
Bedell	Davis M	Higgins	Newcomb	Seymour
Bennet	Dickey	Hoadley	O'Brien	Sloane
Blackwell	Dickinson	Hooker	O'Malley	Smith C W
Bordwell	Dooling	Hughes	Orr	Smith J E
Bourke	Doll	Keenan	Outtersen	Snyder
Bradley	Doughty	Kelsey	Oxford	Stiles
Brill	Duer	Knipp	Palmer	Sulzberger
Brooks	Duross	Lally	Patchin	Traub
Burke	Dusinbery	Landon	Patton	Ulmann
Burnett	Egan	Langhorst	Phillips	Wainwright
Burns	Fancher	Leggett	Phipps	Weber
Cadin	Ferre	Lewis	Plank	Williams
Candee	Fisher	Litthauer	Platt	Wilson
Chambers	Fitzgerald	Manee	Prince	Woody
Conkling	Fitzp'ck J H	Mansfield	Reeve	Yale
Cook				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1661) entitled "An act in relation to the Buffalo Fine Arts Academy and the management thereof." (Int. No. 464.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Colby	Fowler	McKeown	Richter
Adler	Conkling	Fuller	McNair	Rider
Ahern	Coon	Gardiner	McQuade	Rogers
Allds	Costello	Graeff	Meeks	Ross
Allen F E	Cotton	Griffith	Monroe	Salyerds

Allen J A	Coughtry	Hanford	Moran	Scanlon
Allston	Cowan	Haviland	Morgan	Schneider
Apgar	Dale	Hewitt	Newcomb	Seymour
Ash	Daly	Higgins	Nye	Sloane
Baldwin	Day	Hoadley	O'Malley	Smith C W
Barrett	Davis G	Hooker	Orr	Smith J E
Bedell	Davis M	Hughes	Outterson	Smith J T
Bennet	Dickey	Keenan	Oxford	Snyder
Blackwell	Dickinson	Knipp	Patchin	Stevens
Bordwell	Doll	Lally	Patton	Sulzberger
Bourke	Doughty	Landon	Pendry	Townsend
Bradley	Duer	Langhorst	Phillips	Treat
Brill	Duross	Leggett	Plank	Ulmann
Brooks	Dusinbery	Lewis	Platt	Wainwright
Burke	Egan	Litthauer	Prince	Weekes
Burnett	Ferre	Mansfield	Rainey	Wilson
Burns	Finch	Marson	Reilley	Wolf
Cadin	Fisher	McAdam	Remsen	Woody
Candee	Fitzgerald	McInerney	Reynolds	Yale
Chambers	Fitzp'ck W P			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1680) entitled "An act to incorporate the Brooklyn Masonic Guild." (Int. No. 1059.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cook	Gardiner	McKeown	Reynolds
Adler	Costello	Grady	McNair	Rider
Ahern	Cotton	Graeff	McQuade	Robinson
Allds	Cowan	Griffith	Meeks	Rogers
Allen F E	Dale	Hammond	Monroe	Ross

Allen J A	Daly	Hanford	Moran	Ruehl
Allston	Darrison	Haviland	Morgan	Sanders
Apgar	Day	Hewitt	Neville	Scanlon
Ash	Davis G	Higgins	Newcomb	Seymour
Baldwin	Dickey	Hoadley	Nye	Sherer
Barrett	Dickinson	Hooker	O'Brien	Smith C W
Bedell	Dooling	Hughes	O'Malley	Smith J E
Bennet	Doll	Kelsey	Orr	Snyder
Blackwell	Doughty	Knipp	Oxford	Stevens
Bordwell	Duer	Lally	Palmer	Sulzberger
Bourke	Duross	Landon	Patchin	Townsend
Bradley	Dusinbery	Langhorst	Patton	Traub
Brill	Egan	Leggett	Phillips	Treat
Brooks	Ferre	Lewis	Phipps	Ulmann
Burnett	Finch	Litthauer	Plank	Wainwright
Burns	Fisher	Manee	Platt	Weber
Cadin	Fitzgerald	Mansfield	Prince	Williams
Candee	Fitzp'ck J H	Marson	Rainey	Wilson
Chambers	Fitzp'ck W P	McCullough	Reilley	Woody
Colby	Fowler	McInerney	Remsen	Yale
Conkling	Fuller			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1665) entitled "An act to amend chapter 396 of the Laws of 1885, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to officers and taxes." (Int. No. 1040.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Rider
Adler	Cotton	Graeff	Meeks	Robinson
Ahern	Coughtry	Griffith	Merritt	Rogers



Allds	Cowan	Hammond	Monroe	Ruehl
Allen F E	Dale	Hanford	Moran	Salyerds
Allen J A	Daly	Haviland	Morgan	Sanders
Allston	Darrison	Hewitt	Neville	Scanlon
Apgar	Day	Higgins	Newcomb	Seymour
Ash	Davis G	Hoadley	Nye	Sherer
Baldwin	Davis M	Hooker	O'Brien	Sloane
Barrett	Dickey	Hughes	O'Malley	Smith G H
Bedell	Dickinson	Keenan	Orr	Smith J E
Bennet	Dooling	Kelsey	Outterson	Smith J T
Blackwell	Doll	Knipp	Oxford	Snyder
Bordwell	Doughty	Lally	Palmer	Stevens
Bourke	Duer	Landon	Patchin	Stiles
Bradley	Duross	Langhorst	Patton	Sulzberger
Brill	Dusinbery	Leggett	Pendry	Townsend
Brooks	Egan	Lewis	Phillips	Traub
Burke	Fancher	Litthauer	Phipps	Treat
Burnett	Ferre	Manee	Plank	Ulmann
Burns	Finch	Mansfield	Platt	Wainwright
Cadin	Fisher	Marson	Prince	Weber
Candee	Fitzgerald	McCullough	Rainey	Weekes
Chambers	Fitzp'ck J H	McInerney	Reeve	Williams
Colby	Fitzp'ck W P	McKeown	Reilley	Wolf
Conkling	Fowler	McMillan	Remsen	Woody
Cook	Fuller	McNair	Reynolds	Yale
Coon	Gardiner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1657) entitled "An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal Church." (Int. No. 1079.).

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Grady	Moran	Rider
Adler	Coughtry	Griffith	Morgan	Rogers
Ahern	Cowan	Hammond	Neville	Ruehl
Allds	Dale	Hanford	Newcomb	Salyerds
Allen J A	Daly	Hewitt	Nye	Sanders
Allston	Darrison	Hoadley	O'Brien	Scanlon
Apgar	Day	Hooker	O'Malley	Schneider
Baldwin	Davis G	Keenan	Orr	Seymour
Barrett	Davis M	Kelsey	Outterson	Sloane
Bedell	Dickey	Knipp	Oxford	Smith C W
Blackwell	Dooling	Landon	Palmer	Smith J E
Bordwell	Doll	Langhorst	Patchin	Snyder
Bourke	Duer	Leggett	Patton	Stiles
Brill	Duross	Lewis	Pendry	Sulzberger
Brooks	Egan	Litthauer	Phillips	Traub
Burnett	Fancher	Manee	Phipps	Treat
Burns	Ferre	Mansfield	Plank	Ulmann
Candee	Finch	McAdam	Platt	Weber
Chambers	Fisher	McInerney	Prince	Weekes
Colby	Fitzgerald	McKeown	Reeve	Wilson
Conkling	Fitzp'ck W	PMcNair	Reilley	Wolf
Cook	Fuller	Meeks	Reynolds	Woody
Costello	Gardiner	Merritt	Richter	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1363) entitled "An act concerning the settlement and collection of the arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu of such arrearages and to enforce the payment thereof, and to repeal chapter 696 of the Laws of 1900." (Int. No. 1049.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hooker	Newcomb	Ross
Adler	Dale	Keenan	Nye	Ruehl
Ahern	Daly	Kelsey	O'Brien	Salyerds
Allds	Day	Knipp	O'Malley	Sanders
Allen F E	Davis M	Landon	Orr	Scanlon
Allston	Dickey	Langhorst	Outtersen	Seymour
Apgar	Dooling	Leggett	Oxford	Sherer
Ash	Doll	Lewis	Palmer	Sloane
Baldwin	Duer	Litthauer	Patchin	Smith G H
Bedell	Dusinbery	Manee	Patton	Smith J E
Bennet	Egan	Mansfield	Pendry	Smith J T
Blackwell	Fancher	Marson	Phillips	Snyder
Bourke	Finch	McCullough	Phipps	Stiles
Bradley	Fitzgerald	McInerney	Platt	Sulzberger
Brill	Fitzp'ck W P	McKeown	Prince	Traub
Burke	Fowler	McNair	Rainey	Ulmann
Burnett	Gardiner	McQuade	Reeve	Wainwright
Cadin	Graeff	Meeks	Reilley	Weber
Candee	Griffith	Merritt	Remsen	Weekes
Chambers	Hanford	Monroe	Reynolds	Williams
Conkling	Hewitt	Moran	Rider	Wilson
Cook	Higgins	Morgan	Robinson	Woody
Costello	Hoadley	Neville	Rogers	Yale

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1662) entitled "An act to legalize and ratify the acts of the water commissioners of the village of Voorheesville in the county of Albany in contracting indebtedness in the completion of its water works in excess of 10 per cent. of its assessed valuation for the year 1900; and to authorize said village to issue its bonds or obligations in a sum not to exceed \$4,000 in liquidation of such indebtedness." (Int. No. 578.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hewitt	Morgan	Ruehl
Adler	Darrison	Hoadley	Neville	Salyerds
Allds	Day	Hooker	Nye	Sanders
Allen F E	Davis G	Hughes	O'Brien	Schneider
Allen J A	Davis M	Kelsey	O'Malley	Scanlon
Allston	Dickey	Knipp	Orr	Seymour
Ash	Dickinson	Landon	Outterson	Sherer
Baldwin	Doll	Langhorst	Oxford	Sloane
Bedell	Doughty	Leggett	Palmer	Smith C W
Blackwell	Duross	Lewis	Patchin	Smith G H
Bordwell	Dusinbery	Litthauer	Patton	Smith J T
Bourke	Egan	Manee	Pendry	Snyder
Brill	Ferre	Mansfield	Phillips	Stevens
Brooks	Finch	Marson	Phipps	Sulzberger
Burnett	Fitzgerald	McAdam	Platt	Townsend
Burns	Fitzp'ck J H	McCullough	Prince	Traub
Candee	Fitzp'ck W P	McInerney	Reeve	Treat
Chambers	Fowler	McKeown	Reilly	Ulmann
Conkling	Gardiner	McNair	Reynolds	Weber
Coon	Grady	McQuade	Richter	Weekes
Costello	Griffith	Meeks	Rider	Williams
Cotton	Hanford	Merritt	Robinson	Wolf
Cowan	Haviland	Monroe	Ross	Woody
Dale				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1180) entitled "An act to repeal chapter 77 of the Laws of 1898, entitled 'An act to legalize the division into election districts of the town of West Turin in Lewis county.'" (Int. No. 938.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	McQuade	Rider
Adler	Cowan	Hanford	Meeks	Rogers
Ahern	Dale	Haviland	Merritt	Ruehl
Allen F E	Daly	Hewitt	Monroe	Sanders
Allen J A	Darrison	Hoadley	Morgan	Scanlon
Allston	Day	Hooker	Neville	Seymour
Apgar	Davis G	Hughes	Newcomb	Sherer
Baldwin	Davis M	Kelsey	Nye	Smith C W
Bedell	Dickey	Knipp	O'Malley	Smith J E
Blackwell	Dooling	Lally	Orr	Smith J T
Bourke	Doll	Langhorst	Outterson	Stevens
Bradley	Doughty	Leggett	Oxford	Stiles
Brill	Duer	Lewis	Palmer	Townsend
Brooks	Dusinbery	Litthauer	Patchin	Traub
Burnett	Fancher	Manee	Pendry	Treat
Cadin	Fisher	Mansfield	Phillips	Ulmann
Candee	Fitzgerald	Marson	Phipps	Weber
Chambers	Fitzp'ck J H	McAdam	Platt	Weekes
Colby	Fitzp'ck W P	McCullough	Prince	Williams
Cook	Fowler	McInerney	Rainey	Wilson
Coon	Fuller	McKeown	Reeve	Woody
Costello	Gardiner	McMillan	Reilley	Yale
Cotton	Graeff	McNair	Richter	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 764) entitled "An act to amend the Tax Law, in relation to taxable transfers of property." (Int. No. 660.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 133 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Morgan	Rogers
Adler	Dale	Hewitt	Neville	Ross
Ahern	Daly	Higgins	Newcomb	Ruehl
Allds	Darrison	Hoadley	Nye	Salyerds
Allen F E	Day	Hooker	O'Brien	Sanders
Allen J A	Davis G	Keenan	O'Malley	Scanlon
Allston	Davis M	Kelsey	Orr	Seymour
Ash	Dickey	Lally	Outterson	Sherer
Baldwin	Dickinson	Landon	Oxford	Sloane
Bedell	Dooling	Langhorst	Palmer	Smith C W
Bennet	Doll	Leggett	Patchin	Smith G H
Blackwell	Doughty	Lewis	Patton	Smith J E
Bordwell	Duer	Litthauer	Pendry	Smith J T
Bourke	Dusinbery	Manee	Phillips	Stevens
Bradley	Egan	Mansfield	Phipps	Stiles
Brill	Fancher	Marson	Plank	Sulzberger
Brooks	Ferre	McAdam	Platt	Townsend
Burnett	Finch	McCullough	Prince	Treat
Burns	Fisher	McInerney	Rainey	Ulmann
Cadin	Fitzgerald	McKeown	Reeve	Wainwright
Candee	Fitzp'ck J H	McMillan	Reilley	Weber
Chambers	Fowler	McNair	Remsen	Weekes
Colby	Fuller	McQuade	Reynolds	Wilson
Conkling	Gardiner	Meeks	Richter	Wolf
Coon	Graeff	Merritt	Rider	Woody
Costello	Griffith	Monroe	Robinson	Yale
Cotton	Hammond	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1312) entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrators of the goods, chattels and credits of Amos C. Hall, deceased, against the State, and to make an award thereon." (Int. No. 673.)

Said bill was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Moran	Ross
Adler	Cotton	Hanford	Morgan	Ruehl
Ahern	Coughtry	Haviland	Neville	Salyerds
Allds	Cowan	Hewitt	Newcomb	Sanders
Allen F E	Dale	Hoadley	Nye	Scanlon
Allen J A	Daly	Hooker	O'Brien	Schneider
Allston	Darrison	Hughes	O'Malley	Seymour
Apgar	Day	Keenan	Orr	Sherer
Ash	Davis G	Kelsey	Outtersen	Sloane
Baldwin	Davis M	Knipp	Oxford	Smith C W
Barrett	Dickey	Lally	Palmer	Smith G H
Bedell	Dickinson	Landon	Patchin	Smith J E
Bennet	Dooling	Langhorst	Patton	Smith J T
Blackwell	Doll	Leggett	Pendry	Snyder
Bordwell	Doughty	Lewis	Phillips	Stevens
Bourke	Duer	Litthauer	Phipps	Stiles
Bradley	Duross	Manee	Plank	Sulzberger
Brill	Egan	Mansfield	Platt	Townsend
Brooks	Fancher	Marson	Prince	Traub
Burke	Ferre	McAdam	Rainey	Ulmann
Burnett	Finch	McCullough	Reeve	Wainwright
Burns	Fisher	McInerney	Reilley	Weber
Cadin	Fitzgerald	McKeown	Remsen	Weekes
Candee	Fitzp'ck J H	McMillan	Reynolds	Williams
Chambers	Fitzp'ck W P	McNair	Richter	Wilson
Colby	Fowler	McQuade	Rider	Wolf
Conkling	Gardiner	Meeks	Robinson	Woody
Cook	Grady	Merritt	Rogers	Yale
Coon	Graeff	Monroe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No.

1610) entitled "An act to authorize the trustees of the village of Phoenix, county of Oswego, to prevent further burials in the cemetery belonging to such village and providing for the removal of bodies therefrom." (Int. No. 1200.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Higgins	Morgan	Ruehl
Adler	Cotton	Hoadley	Neville	Salyerds
Ahern	Cowan	Hooker	Newcomb	Sanders
Allds	Dale	Hughes	Nye	Scanlon
Allen F E	Darrison	Keenan	O'Brien	Schneider
Allen J A	Day	Kelsey	Orr	Seymour
Allston	Davis G	Knipp	Outtersen	Sherer
Apgar	Dickey	Lally	Oxford	Sloane
Ash	Dickinson	Landon	Palmer	Smith C W
Baldwin	Dooling	Langhorst	Patchin	Smith G H
Barrett	Doughty	Leggett	Patton	Smith J E
Bedell	Duer	Lewis	Pendry	Smith J T
Bennet	Duross	Litthauer	Phillips	Stevens
Bordwell	Egan	Manee	Phipps	Stiles
Bourke	Fancher	Mansfield	Plank	Sulzberger
Bradley	Ferre	Marson	Platt	Townsend
Brill	Finch	McAdam	Prince	Traub
Brooks	Fitzgerald	McCullough	Rainey	Treat
Burke	Fitzp'ck J H	McInerney	Reeve	Ulmann
Burns	Fitzp'ck W P	McKeown	Remsen	Weber
Cadin	Fowler	McMillan	Reynolds	Weekes
Candee	Gardiner	McNair	Richter	Williams
Chambers	Grady	McQuade	Rider	Wilson
Colby	Graeff	Meeks	Robinson	Wolf
Conkling	Griffith	Merritt	Rogers	Woody
Cook	Hanford	Monroe	Ross	Yale
Coon	Haviland	Moran		



Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1450) entitled "An act to amend the Lien Law, in relation to advance payments." (Int. No. 1098.)

Said bill having been announced for a third reading,

On motion of Mr. Bennet, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Speaker announced the special order, being the bill (No. 1664) entitled "An act to amend the Canal Law, relative to street railways crossing canals." (Int. No. 1000.)

Said bill having been announced for a third reading,

On motion of Mr. Bedell, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Speaker announced the special order, being the bill (No. 1663) entitled "An act to amend chapter 337 of the Laws of 1899, entitled 'An act to establish an inferior local court of civil and criminal jurisdiction in the city of Binghamton, to be called the City Court of Binghamton,' relative to jurisdiction over persons of defendants, power of clerk, procedure and costs." (Int. No. 925.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	Merritt	Rogers
Adler	Cotton	Graeff	Monroe	Ross
Ahern	Coughtry	Griffith	Moran	Ruehl
Allds	Cowan	Hammond	Morgan	Salyerds
Allen F E	Dale	Hanford	Neville	Sanders

Allen J A	Daly	Haviland	Newcomb	Schneider
Allston	Darrison	Higgins	Nye	Seymour
Apgar	Day	Hoadley	O'Brien	Sherer
Ash	Davis G	Hooker	O'Malley	Sloane
Baldwin	Davis M	Hughes	Orr	Smith C W
Barrett	Dickey	Keenan	Outterson	Smith G H
Bedell	Dickinson	Kelsey	Oxford	Smith J E
Bennet	Dooling	Knipp	Palmer	Smith J T
Blackwell	Doll	Lally	Patchin	Snyder
Bordwell	Doughty	Landon	Patton	Stevens
Bourke	Duer	Langhorst	Pendry	Stiles
Bradley	Duross	Leggett	Phillips	Sulzberger
Brill	Dusinbery	Lewis	Phipps	Townsend
Brooks	Egan	Litthauer	Plank	Traub
Burke	Fancher	Manee	Platt	Treat
Burnett	Ferre	Mansfield	Rainey	Ulmann
Burns	Finch	Marson	Reeve	Weber
Cadin	Fisher	McCullough	Reiley	Weekes
Candee	Fitzgerald	McInerney	Remsen	Williams
Chambers	Fitzp'ck J H	McKeown	Reynolds	Wilson
Colby	Fitzp'ck W P	McMillan	Richter	Wolf
Conkling	Fowler	McNair	Rider	Woody
Cook	Fuller	McQuade	Robinson	Yale
Coon	Gardiner	Meeks		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1465) entitled "An act to amend chapter 182 of the Laws of 1898, relative to the department of public instruction in cities of the second class." (Int. No. 690.)

Said bill having been announced for a third reading,

On motion of Mr. Coon, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 500) entitled "An act to amend section 5 of the General Corporation Law, being chapter 687 of the Laws of 1892, with respect to filing and recording certificates of incorporation, and to the corporate names of corporations." (Rec. No. 143.)

Said bill having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 426) entitled "An act to define the rights of persons and corporations engaged in the business of storing personal chattels, and to regulate the said business." (Rec. No. 176.)

Said bill having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 991) entitled "An act to authorize the county of Albany to provide for the temporary detention of juvenile delinquents with the Mohawk and Hudson River Humane Society and make compensation therefor." (Rec. No. 312.)

Said bill having been announced for a second reading,

On motion of Mr. Coughtry, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1028) entitled "An act to change the corporate name of the American Deposit and Loan Company to the Equitable Trust Company of New York." (Rec. No. 305.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 946) entitled "An act to further amend section 230 of the Tax Law in relation to the appointment of appraisers, stenographers, etc." (Rec. No. 263.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 537) entitled "An act to provide for the erection of a suitable monument and markers in honor of and to the memory

of the New York troops which took part in the campaign and siege of Vicksburg in 1863." (Rec. No. 293.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 999) entitled "An act to amend section 2513 of the Code of Civil Procedure relative to stenographer for surrogates' courts in counties other than New York and Kings." (Rec. No. 322.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 861) entitled "An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State Convention of Universalists' as amended by chapter 356 of the Laws of 1880, entitled "An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State Convention of Universalists,' " and to organize a missionary board, and define the powers and duties." (Rec. No. 307.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1023) entitled "An act to amend chapter 666 of the Laws of 1893, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Canandaigua, and to repeal certain parts of acts,' as amended by chapter 131 of the Laws of 1894, in relation to the provisions for the police department of said village." (Rec. No. 299.)

Said bill having been announced for a second reading,



On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 751) entitled "An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation." (Rec. No. 280.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 824) entitled "An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters." (Rec. No. 279.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 952) entitled "An act in relation to assessors and assessments in the towns of Nassau county having a population exceedings 17,000." (Rec. No. 303.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

A message from the Governor by the hands of his Secretary was received and read.

(See Appendix.)

On motion of Mr. Stevens, said message with the bill was laid on the table.

Mr. Manee.—Mr. Speaker, I rise to a question of personal privilege. I would like to be informed by the Clerk how I am recorded on the vote taken on Assemblyman Ulmann's bill No. 1054.

Mr. Speaker—The Chair is unable to state. The desk will look that up.

Mr. Manee—The reason why I ask is this: I have been informed that I am recorded in the negative. And I want to state to this House and go on record that I am in favor of that police bill, and have been in favor of it.

Mr. Speaker—That statement will be placed upon the journal.

By unanimous consent, Mr. Stevens called up the bill (No. 226) entitled "An act to amend section 3326 of the Code of Civil Procedure, in relation to jurors' fees in justices' court" (Int. No. 211), and moved to reconsider the vote by which said bill was lost.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 131 {  
} NOES 90 {

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Rogers
Adler	Coughtry	Hammond	Monroe	Ruehl
Ahern	Cowan	Hanford	Moran	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Schneider
Allen J A	Day	Higgins	Nye	Seymour
Allston	Davis G	Hoadley	O'Malley	Sherer
Apgar	Davis M	Hooker	Orr	Sloane
Ash	Dickey	Keenan	Outterson	Smith C W
Baldwin	Dickinson	Kelsey	Oxford	Smith G H
Barrett	Dooling	Knipp	Palmer	Smith J E
Bedell	Doll	Lally	Patchin	Smith J T
Bennet	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stiles
Bourke	Duross	Leggett	Phillips	Sulzberger
Brill	Dusinbery	Lewis	Phipps	Townsend
Brooks	Egan	Litthauer	Plank	Traub
Burke	Ferre	Manee	Platt	Treat
Burnett	Finch	Mansfield	Prince	Wainwright
Burns	Fisher	Marson	Rainey	Weber

Cadin	Fitzgerald	McAdam	Reeve	Weekes
Chambers	Fitzp'ck J H	McCullough	Reilley	Williams
Colby	Fitzp'ck W P	McInerney	Remsen	Wilson
Conkling	Fowler	McMillan	Richter	Wolf
Cook	Fuller	McNair	Rider	Woody
Coon	Grady	McQuade	Robinson	Yale
Costello				

Said bill having been announced for a third reading,

On motion of Mr. Stevens, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next, at the head of the calendar.

Mr. O'Brien called up the bill (No. 201) entitled "An act to amend the Tax Law, in relation to sales of unpaid taxes in the county of Clinton" (Int. No. 201), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. O'Brien moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hammond	Morgan	Ruehl
Adler	Dale	Hanford	Neville	Salyerds
Ahern	Daly	Haviland	Nye	Sanders
Allds	Darrison	Hewitt	O'Brien	Scanlon
Allen F E	Day	Higgins	O'Malley	Schneider
Allen J A	Davis G	Hoadley	Orr	Seymour
Allston	Davis M	Hooker	Outterson	Sherer
Apgar	Dickey	Hughes	Oxford	Sloane
Ash	Dickinson	Keenan	Palmer	Smith C W
Baldwin	Dooling	Kelsey	Patchin	Smith G H
Barrett	Doll	Knipp	Patton	Smith J E
Bedell	Duer	Lally	Pendry	Smith J T
Bennet	Duross	Landon	Phillips	Snyder

Blackwell	Dusinbery	Langhorst	Phipps	Stevens
Bordwell	Egan	Leggett	Plank	Stiles
Bradley	Fancher	Lewis	Platt	Sulzberger
Brill	Ferre	Litthauer	Prince	Townsend
Brooks	Finch	Manee	Rainey	Traub
Burke	Fisher	Mansfield	Reeve	Treat
Burnett	Fitzgerald	Marson	Reilley	Ulmann
Cadin	Fitzp'ck J H	McAdam	Remsen	Weber
Candee	Fitzp'ck W P	McCullough	Reynolds	Weekes
Chambers	Fowler	McKeown	Richter	Williams
Colby	Fuller	McMillan	Rider	Wilson
Conkling	Gardiner	McQuade	Robinson	Wolf
Coon	Grady	Meeks	Rogers	Woody
Costello	Graeff	Monroe	Ross	Yale
Coughtry	Griffith	Moran		

Said bill having been announced for a third reading,

Mr. O'Brien moved that said bill be recommitted to the committee on taxation and retrenchment, with instructions to report the same forthwith amended as follows:

Page 1, line 6, before the word "is" insert the words "and chapter one hundred and seventy-one of the laws of nineteen hundred and two."

Same page, lines 9 and 10, strike out the word "non-resident."

Same page, line 10, after the word "taxes" insert the words "on real property."

Page 2, line 1, before the word "he" insert the words "with the descriptions furnished by the supervisor as provided in section eighty-nine."

Same page, line 7, strike out the word "April" and insert the word "May."

Same page, line 15, strike out the word "and."

Same page, line 16, before the word "is" insert the words "and chapter one hundred and seventy-one of the laws of nineteen hundred and two."

Same page, line 19, strike out the word "non-resident."

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Brien, and it was determined in the affirmative.

Mr. Morgan, from the committee on taxation and retrenchment, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.



A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 20, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 874, entitled "An act to refund to the county of Orleans a portion of the unexpended balance of money raised by it for the acquiring of a site for the State armory in the village of Medina, county of Orleans, as provided for by chapter five hundred and three of the Laws of 1899." (Int. No. 741.)

B. B. ODELL, JR.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, *March 20, 1902.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 201, entitled "An act to amend the Tax Law, in relation to sales for unpaid taxes in the county of Clinton." (Int. No. 201.)

B. B. ODELL, JR.

A communication was received from Hon. Abram Hilton, mayor of the city of Watervliet, returning the Assembly bill (No. 336) entitled "An act to amend the charter of the city of Watervliet, relative to the board of electric light commissioners" (Int. No. 319), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Jas. H. Mitchell, mayor of the city of Cohoes, returning the Assembly bill (No. 553) entitled "An act to empower the city of Cohoes to acquire an isolation hospital for the said city" (Int. No. 494), with a message that said mayor and the common council of said city after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Jas. H. Mitchell, mayor of the city of Cohoes, returning the Assembly bill (No. 554) entitled "An act to authorize the city of Cohoes to borrow money for the purpose of better equipping its fire department, and to issue its bonds for the money so borrowed " (Int. No. 495), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Jas. H. Mitchell, mayor of the city of Cohoes, returning the Assembly bill (No. 770) entitled "An act to amend chapter 227 of the Laws of 1898, entitled 'An act to create a public improvement commission in and for the city of Cohoes, and to define its powers and duties,' in relation to street pavements, curbs, assessments and issuing bonds and certificates of indebtedness for improvements made by said commission " (Int. No. 432), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 589, Assembly reprint No. 1399) entitled "An act to amend the Town Law, in relation to the compensation of town officers " (Rec. No. 158), with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to amend chapter 209 of the Laws of 1893, entitled 'An act to authorize the Schenectady Street Railway Company to supply light, heat and power to the inhabitants and municipal authorities of the city of Schenectady and town of Rotterdam, and to acquire the necessary franchises for those purposes,' by authorizing said company to supply such light, heat and power to other towns." (No. 1353, Int. No. 891.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Schenectady.

"An act to amend the Greater New York Charter, relative to power to fix rents, etc., for water supply." (No. 1458, Int. No. 756.)

"An act to amend the Greater New York Charter, relating to additional justices of the Municipal Court." (No. 750, Int. No. 643.)

"An act to provide for the appointment of a female probation officer in the Court of Special Sessions of the first division of the city of New York, and to compensate her for such services." (No. 1388, Int. No. 1068.)

"An act authorizing the comptroller of the city of New York to inquire into the alleged claim of Patrick J. McDonnell, an assistant clerk in the Municipal Court of the city of New York, first district, borough of Brooklyn, for services claimed to have been rendered to the city of New York as such assistant clerk from the 1st day of February, 1898, to the 30th day of September, 1899, both dates inclusive." (No. 951, Int. No. 83.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to authorize the board of education in the city of Yonkers to provide, by condemnation proceedings, sites for schoolhouses in the city of Yonkers." (No. 1412, Int. No. 1082.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,' relative to election and appointment of officers." (No. 1356, Int. No. 693.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Binghamton.

"An act to authorize the comptroller of the city of New York, in his discretion, to examine into the facts concerning the services rendered by Henry Beer, Jr., as janitor, in connection with the Manual Training High School in the borough of Brooklyn, city of New York." (No. 1049, Int. No. 465.)

“An act authorizing the comptroller of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to, John G. Diegan compensation for services actually rendered to the city of New York as attendant in the Municipal Court of the city of New York, borough of Manhattan, Eighth Judicial District, between the 10th day of August, 1899, and the 1st day of February, 1900, and prior to the classification and preparation of municipal civil service eligible lists for the position of attendants in the said court.” (No. 1128, Int. No. 377.)

“An act authorizing the comptroller of the city of New York, to audit and allow the claim of Charles Coyle against such city for services alleged to have been rendered as subpoena clerk in the Court of Special Sessions of such city, and to provide for the payment of such claim.” (No. 1037, Int. No. 196.)

“An act to enable the commissioner of docks of the city of New York to reinstate certain persons in the position of dock master in the department of docks from which such persons were removed without a hearing.” (No. 1468, Int. No. 831.)

“An act to authorize the comptroller of the city of New York to audit the claim of the New York Produce Exchange for the expenses and liabilities incurred in the pursuit, capture, extradition and arraignment of William R. Foster, under indictment for felony, and providing for the payment of the same.” (No. 1040, Int. No. 696.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

The Senate returned the following entitled bill:

“An act to amend chapter 342 of the Laws of 1892, relative to practice and fees of jurors in the Municipal Court of the city of Syracuse.” (No. 1164, Senate reprint No. 890, Int. No. 747.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

The Senate returned the bill (No. 1555) entitled “An act to lay out, establish and regulate a public driveway in the city of



Troy" (Int. No. 750), with a message that they have reconsidered their vote by which said bill was passed, and as amended have again passed the same.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' in relation to the disposition of the tax paid in such city by agents of foreign fire insurance corporations." (No. 1503, Int. No. 208.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' relating to powers of and contracts by the board of public works." (No. 1550, Int. No. 1161.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Niagara Falls.

"An act to amend the Greater New York Charter, being chapter 466 of the Laws of 1901, by inserting a new section after section 929 to be numbered 930." (No. 728, Senate reprint No. 636, Int. No. 203.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' by establishing in said city a firemen's relief and pension fund." (No. 1557, Int. No. 766.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Niagara Falls.

"An act authorizing the sale of the property and franchises of the Lewiston Connecting Bridge Company to International Railway Company." (No. 1302, Int. No. 1015.)

"An act to regulate public dancing in certain counties of the State." (No. 17, Senate reprint No. 973, Int. No. 17.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' rela-

tive to the president of the common council." (No. 269, Senate reprint No. 910, Int. No. 227.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 345 of the Laws of 1869, entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' in relation to the election of trustees." (No. 1469, Int. No. 909.)

"An act to amend chapter 115 of the Laws of 1898, relative to the construction of connecting highways." (No. 1387, Int. No. 1067.)

"An act to amend the Railroad Law, so as to harmonize the provisions thereof with the provisions of the Stock Corporation Law concerning mortgages." (No. 1508, Int. No. 918.)

"An act to appropriate annually the sum of \$5,000 for the benefit of the benevolent funds of the former volunteer fire departments of the former towns, Flatbush, New Utrecht, Gravesend and Flatlands." (No. 1589, Int. No. 1128.)

"An act to amend the Forest, Fish and Game Law, relative to taking of shellfish on beds of natural growth." (No. 1548, Int. No. 1159.)

"An act to amend the County Law, in relation to the salary of the county judge of Suffolk county." (No 1407, Int. No. 957.)

"An act to amend the Forest, Fish and Game Law, relating to the powers of supervisors in Queens, Nassau and Suffolk counties." (No. 1427, Int. No. 958.)

"An act to authorize the abandonment of a certain school site in the First Ward of the borough of Richmond, the discontinuance of the work of erecting a building for a high school thereon, the assessment of damages of certain contractors, the determination of a new school site and the erection thereon of a building for a high school by the continuance and extension of the original contract." (No. 1616, Int. No. 1206.)

"An act to amend chapter 39 of the Laws of 1874, entitled 'An act to reorganize the village of Medina,' in relation to the police department." (No. 1570, Int. No. 1176.)

“An act to incorporate the Diocesan Mission of Long Island, and to define its objects and powers in the missionary work of the Protestant Episcopal Church in the diocese of Long Island.” (No. 1371, Int. No. 1057.)

“An act to amend chapter 182 of the Laws of 1898, entitled ‘An act for the government of cities of the second class,’ relative to city sealer.” (No. 256, Int. No. 256.)

“An act making appropriations for the New York State Reformatory at Elmira, and reappropriating moneys appropriated by chapter 703 of the Laws of 1901 and chapter 359 of the Laws of 1900, for the same purposes.” (No. 859, Int. No. 189.)

“An act to provide for the construction of a bridge over the Erie canal in the village of Canajoharie, and making an appropriation therefor.” (No. 144, Int. No. 144.)

“An act to amend chapter 182 of the Laws of 1898, entitled ‘An act for the government of cities of the second class,’ by providing for the appointment of a fire marshal.” (No. 434, Int. No. 257.)

“An act to amend the Tax Law, relating to statement and payment of taxes.” (No. 1527, Int. No. 1147.)

“An act to amend chapter 694 of the Laws of 1891, entitled ‘An act making an appropriation for building a bridge over the Champlain canal connecting Burke avenue with Francis street in the village of Mechanicville,’ by increasing the amount of said appropriation.” (No. 1504, Int. No. 291.)

“An act to provide for the construction of a bridge over the Allegany river on the Allegany Indian reservation in the town of South Valley, in the county of Cattaraugus, and making an appropriation therefor.” (No. 126, Int. No. 126.)

“An act to provide for the holding of town meetings and elections in counties of the State having a certain population.” (No. 1393, Int. No. 1073.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 21, Assembly reprint No. 1222) entitled "An act in relation to the County Court of Kings county and the appointment of a chief clerk and deputies and assistants therein" (Rec. No. 81), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bennet gave notice, pursuant to rule 54, that on Tuesday he will move to suspend the following provision of rule 23: "The committee may report at any time, and such report shall stand as the determination of the House, unless otherwise ordered by a vote of two-thirds of the members present, and the committee shall not be discharged from the further consideration of any matter pending, unless by a like vote," for the purpose of moving to discharge the committee on rules from the further consideration of Senate bill (No. 733) entitled "An act making provision for issuing bonds to the amount of not to exceed \$31,800,000 for the improvement of the Erie canal and the Champlain canal and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1902." (Rec. No. 704.)

On motion of Mr. Allds, the House adjourned.

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FRIDAY, MARCH 21, 1902.

The House met pursuant to adjournment.

Prayer by Rev. A. L. Love.

On motion of Mr. Kelsey the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the nineteenth report of the State Civil



Service Commission, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

“An act to amend chapter 53 of the Laws of 1879, entitled ‘An act to revise the charter of the city of Auburn,’ and the several acts amendatory thereof” (No. 1126, Rec. No. 336), which was read the first time and referred to the committee on affairs of cities.

“An act to create and establish a bureau of elections in the county of Erie” (No. 1134, Rec. No. 337), which was read the first time and referred to the committee on the judiciary.

“An act authorizing the selection of lands as a new site for the State Industrial School” (No. 1040, Rec. No. 341), which was read the first time and referred to the committee on ways and means.

“An act to amend the charter of the village of Saratoga Springs and to provide for the completion of a system for the disposal of the sewage of said village (No. 1106, Rec. No. 342), which was read the first time and referred to the committee on affairs of villages.

“An act to amend subsection 9 of section 1 of chapter 591, of the Laws of 1901, relating to the division of the State into Congressional districts” (No. 1103, Rec. No. 343), which was read the first time and referred to the committee on the judiciary.

“An act to amend chapter 696 of the Laws of 1887, entitled ‘An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,’ and the acts amendatory thereof” (No. 869, Rec. No. 344), which was read the first time and referred to the committee on affairs of cities.

“An act to authorize the city of New York to appropriate money for the care, support, maintenance and secular education of the inmates of any institution conducted by the Jewish Protectory and Aid Society” (No. 871, Rec. No. 346), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 1092 of the Greater New York Charter in relation to the public school teachers' retirement fund" (No. 979, Rec. No. 347), which was read the first time and referred to the committee on affairs of cities.

"An act to incorporate the Jewish Protectory and Aid Society" (No. 1097, Rec. No. 348), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend the Tenement House Act, in relation to its application to the city of Buffalo" (No. 1088, Rec. No. 349), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Code of Civil procedure, in relation to appeals to the Supreme Court from an inferior court" (No. 782, Rec. No. 350), which was read the first time and referred to the committee on codes.

"An act to amend the Forest, Fish and Game Law, in relation to taking grouse in certain counties" (No. 1045, Rec. No. 352), which was read the first time and referred to the committee on fisheries and game.

"An act to authorize the State Comptroller to hear and determine the application of Dorman T. Warren for cancellation of the sale of a tract of land in the former township of New Utrecht, Kings county" (No. 1049, Rec. No. 353), which was read the first time and referred to the committee on ways and means.

"An act to appropriate annually the sum of \$5,000 dollars for the benefit of the benevolent funds of the former volunteer fire department of the former towns, Flatbush, New Utrecht, Gravesend and Flatlands" (No. 1079, Rec. No. 354), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 32 and 28 of the Code of Civil Procedure, relative to the allowance of costs" (No. 1043, Rec. No. 355), which was read the first time and referred to the committee on codes.

"An act to provide for a police pension fund for the police

force of the city of Mount Vernon " (No. 1044, Rec. No. 356), which was read the first time and referred to the committee on affairs of cities.

"An act dividing the borough of the Bronx into two city magistrates' court districts " (No. 1051, Rec. No. 357), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York Charter by providing for the appointment of two additional city magistrates and a police clerk " (No. 1050, Rec. No. 358), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Agricultural Law, relating to the distribution of moneys for the promotion of sugar beet culture, and making an appropriation therefor " (No. 1125, Rec. No. 359), which was read the first time and referred to the committee on ways and means.

"An act to amend section 91 of chapter 565 of the Laws of 1890, entitled 'An act in relation to railroads, constituting chapter 39 of the general laws,' and the several acts amendatory thereof, relating to street surface railroads " (No. 556, Rec. No. 360), which was read the first time and referred to the committee on public health.

"An act to amend the Public Health Law, relating to the adulteration of and deception in the sale of drugs, chemicals and other substances " (No. 1118, Rec. No. 361), which was read the first time and referred to the committee on public health.

"An act to amend article 2 of chapter 338 of the Laws of 1893, said act being in relation to agriculture and constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, by adding thereto a new section to be known as section 29-b, prohibiting the use of poisonous or harmful substances in dairy products, and the sale of the same " (No. 894, Rec. No. 362), which was read the first time and referred to the committee on agriculture.

"An act to amend the charter of the New York City Church Extension and Missionary Society of the Methodist Episcopal

Church" (No. 1073, Rec. No. 363), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class' (No. 1080, Rec. No. 364), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 93 of the Laws of 1891, entitled 'An act to authorize the city of Utica to borrow money by the issue of bonds, to provide for their redemption and to appoint commissioners for changing the channel of the Mohawk river between said city and the town of Deerfield in Oneida county,' as amended by chapter 579 of the Laws of 1901, relative to the compensation of said commissioners and their continuation in office" (No. 1047, Rec. No. 365), which was read the first time and referred to the committee on affairs of cities.

"An act to amend certain sections of chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws,' relating to various subjects" (No. 1067, Rec. No. 367), which was read the first time and referred to the committee on fisheries and game.

"An act to amend section 9 of title 1 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' as amended by chapter 615 of the Laws of 1886, as amended by chapter 556 of the Laws of 1894, relating to deaf, dumb and blind pupils" (No. 1041, Rec. No. 366), which was read the first time and referred to the committee on public education.

"An act authorizing the board of estimate and apportionment of the city of New York to take proof of the claim of Jay R. Emerson for work, labor and services alleged to have been performed as inspector and weigher of coal for the various departments, public buildings and offices in the city of New York, and to allow the said board to pay said Jay R. Emerson such compensation as it may deem just and proper" (No. 868, Rec. No.



368), which was read the first time and referred to the committee on affairs of cities.

“An act to amend the Banking Law, relative to the investment of deposits of savings banks in the stock and bonds of certain cities” (No. 1068, Rec. No. 369), which was read the first time and referred to the committee on banks.

“An act releasing to the owners of adjoining lands, parts of certain streets in the (late south village of Black Rock, now) city of Buffalo” (No. 457, Rec. No. 370), which was read the first time and referred to the committee on affairs of cities.

“An act to relieve the law department of the city of New York from paying fees to city, county or other officers” (No. 985, Rec. No. 371), which was read the first time and referred to the committee on affairs of cities.

“An act to amend chapter 78 of the Laws of 1902, relative to the time said act shall take effect” (No. 899, Rec. No. 373), which was read the first time and referred to the committee on the judiciary.

“An act to amend chapter 706 of the Laws of 1901, entitled ‘An act to make the office of the register of the county of Kings a salaried office, and regulating the management of said office,’ relating to the clerks of such office” (No. 904, Rec. No. 375), which was read the first time and referred to the committee on internal affairs.

“An act to amend chapter 1414 of the Laws of 1897, and known as the Village Law” (No. 994, Rec. No. 374), which was read the first time and referred to the committee on affairs of villages.

Mr. Landon introduced a bill entitled “An act to amend chapter 166 of the Laws of 1894, entitled ‘An act to incorporate the Trustees of Scenic and Historic Places and Objects, to provide for the care of certain property of the State, authorizing them to make recommendations to municipalities and to accept trusts” (Int. No. 1314), which was read the first time and referred to the committee on the judiciary.

Mr. Speaker, from the committee on rules, to which was

referred the bill (No. 1582) entitled "An act to amend chapter 334 of the Laws of 1901, entitled 'An act in relation to tenement houses in cities of the first class'" (Int. No. 924), reported in favor of the passage of a substitute bill.

(See Appendix.)

Which report was agreed to, and said substitute bill ordered placed on the order of second reading.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1534) entitled "An act making an appropriation for the Adjutant-General to enable him to replace personal loss of military property incurred by organizations and destroyed by fire in the Seventy-first Regiment armory" (Int. No. 1154), reported in favor of the passage of the same with the following amendment:

Page 1, line 1, strike out the word "-five."

Which report was agreed to, and said bill ordered reprinted as amended, and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 967) entitled "An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employees" (Rec. No. 317), reported in favor of the passage of the same with the following amendments:

Page 2, commencing at line 13, strike out the words: "or;

"3. By reason of the negligence of any person in the service of the employer who has charge or control of any signal, switch, locomotive, engine or train upon a railroad."

Page 3, line 4, strike out the word "sixty" and insert the words "one hundred and twenty."

Page 6, strike out all of section 6.

Same page, line 9, renumber section 7 so that it will read "§ 6."

Which report was agreed to, and said bill ordered reprinted as amended, and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 962) entitled "An act making an appropriation for the construction, completion, equipment and

repair of certain buildings and improvements to grounds of the New York State Soldiers' and Sailors' Home at Bath " (Rec. No. 285), reported in favor of the passage of the same with the following amendments:

Page 1, line 1, strike out the word "ninety" and insert the word "eighty-one."

Same page, same line, strike out the word "four" and insert the word "nine."

Same page, same line, strike out the word "and."

Same page, line 2, strike out the words "thirty dollars and seventy-five cents" and insert the word "dollars."

Which report was agreed to, and said bill ordered reprinted as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act authorizing the canal board to terminate, settle and adjust between the parties to all contracts made by the State of New York for the improvement of the Erie canal, Champlain canal and Oswego canal, and permitting return to the contractors of the moneys deposited by them and payment of all moneys legally or equitably due them under their contracts with the State of New York." (No. 602, Rec. No. 376.)

"An act for the survey of a proposed navigable canal between Hempstead bay and Jamaica bay." (No. 838, Rec. No. 253.)

"An act regulating the appointment of trustees and conferring certain powers upon justices of the Supreme Court." (No. 773, Rec. No. 282.)

"An act to authorize the procuring of additional new grounds for the use of the College of the City of New York, and to provide the means to pay for the same and give authority to its trustees." (No. 863, Rec. No. 345.)

"An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants.'" (No. 687, Rec. No. 190.)

“An act to amend chapter 182 of the Laws of 1898, entitled ‘An act for the government of the cities of the second class,’ as amended by chapter 581 of the Laws of 1899.” (No. 992, Rec. No. 301.)

“An act to amend chapter 39 of the Laws of 1874, entitled ‘An act to reorganize the village of Medina,’ in relation to the police department.” (No. 1027, Rec. No. 306.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made a special order on third reading immediately:

Senate, “An act to provide for the appointment of a commission to examine wild and forest land in Suffolk county with the view to the location thereon of a State park.” (No. 513, Rec. No. 122.)

Senate, “Concurrent resolution of the Senate and Assembly proposing amendment to article 6 of the Constitution relating to Supreme Court judicial districts.” (No. 798, Rec. No. 227.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Senate, “An act to amend the Tax Law in relation to the taxation of savings banks.” (No. 875, Rec. No. 351.)

Senate, “An act authorizing the appointment of a confidential attendant by the justices of the Supreme Court designated to the Appellate Division of the Second Department or a majority of them.” (No. 386, Rec. No. 180.)

Senate, “An act to amend the State Charities Law, relating



to the finances of the State charitable institutions and creating the office of fiscal supervisor." (No. 1099, Rec. No. 372.)

Senate, "An act to amend the Business Corporations Law in relation to stock of shareholders upon consolidation." (No. 915, Rec. No. 269.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1285) entitled "An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn" (Int. No. 998), reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bill ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1607) entitled "An act to provide for the appointment of commissioner of jurors and to provide for a special jury in civil and criminal actions in each county of the State having a population of 1,000,000 or more, according to the last preceding federal census" (Int. No. 1197), reported in favor of the passage of the same without amendment, and that the same be made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bill made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on third reading immediately:

"An act to amend the Greater New York Charter, relative to department of water supply, gas and electricity." (No. 1568, Int. No. 1174.)

“An act to amend the Greater New York Charter, relative to the department of docks and ferries.” (No. 631, Int. No. 561.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to amend chapter 117 of the Laws of 1883, entitled ‘An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,’ relative to village elections.” (No. 1738, Int. No. 1274.)

“An act to amend the Forest, Fish and Game Law, in relation to the close season for grouse in Westchester county.” (No. 1737, Int. No. 1273.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on third reading immediately:

“An act to amend chapter 152 of the Laws of 1899, entitled ‘An act in relation to the use of bicycles on side-paths, for licensing bicycles, for the appointment of side-path commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of side-paths,’ relative to the powers of deputy sheriffs.” (No. 1032, Int. No. 849.)

“An act to amend chapter 128 of the Laws of 1888, entitled ‘An act to extend and define the powers of the trustees of Hamilton College in regard to the investment of its funds.’” (No. 1410, Int. No. 1080.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to authorize the Warren County Electric Light, Heat and Power Company to construct and maintain a dam across the Hudson river in the town of Thurman, Warren county." (No. 673, Int. No. 595.)

"An act providing that the police commissioner of the city of New York in his discretion, may reappoint Edward O'Neill, an ex-policeman of the city of New York, who was dismissed from said department in the year 1901." (No. 488, Int. No. 439.)

"An act to amend the Penal Code in relation to the sale or delivery of uncooked flesh foods on Sunday." (No. 1717, Int. No. 41.)

"An act relative to the improvement of Onondaga creek by the city of Syracuse." (No. 1720, Int. No. 1249.)

"An act to authorize the Comptroller of the State to hear and determine an application of Everett R. Wheeler for cancellation of tax sales of lands situate in the town of Bleecker, county of Fulton, for unpaid taxes." (No. 1494, Int. No. 1125.)

"An act to amend the Railroad Law, in relation to the crossing of railroads by streets and highways." (No. 1651, Int. No. 1223.)

"An act to amend section 899 of the Code of Criminal Procedure, relating to disorderly persons." (No. 25, Int. No. 25.)

"An act to amend the Greater New York Charter, relating to appeals to the board of examiners from a decision of the superintendent of buildings." (No. 1456, Int. No. 1104.)

"An act to amend chapter 700 of the Laws of 1895, entitled 'An act to extend the time of commencement or construction or completion of railroads other than street surface railroads,' in relation to the extension of time for such commencement or completion." (No. 1480, Int. No. 1111.)

“Concurrent resolution of the Senate and Assembly, proposing amendment to article 12, section 1 of the Constitution, relating to organization of cities.” (No. 1635, Int. No. 1207.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately:

“An act to amend section 145 of the Code of Civil Procedure.” (No. 1659, Int. No. 1155.)

“An act to authorize the sale of certain real property, in the village of Sandy Hill, Washington county, N. Y., devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives.” (No. 1447, Int. No. 1095.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to amend chapter 105 of the Laws of 1891, entitled ‘An act to revise the charter of the city of Buffalo,’ and the acts amendatory thereof and supplementary thereto, in relation to the collector or collectors of unpaid taxes and assessments.” (No. 1735, Int. No. 1271.)

“An act to amend chapter 73 of the Laws of 1902, entitled ‘An act relating to rural cemetery associations, in counties of the State, having a certain population.’” (No. 1734, Int. No. 1270.)

“An act to amend chapter 322 of the Laws of 1890, entitled ‘An act to revise, amend and consolidate the several acts relat-



ing to the village of Plattsburg, and to repeal certain acts and parts of acts,' relating to the issue of bonds for public improvements." (No. 1725, Int. No. 1259.)

"An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1900, relative to returns, compensations and drawing of jurors." (No. 1523, Int. No. 1143.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of abating all nuisance existing in the Ohio basin slip, in the city of Buffalo, between the south line of Elk street and the Main and Hamburg street canal, and to fill the prism of said slip with solid material, and to do any and all work that may be necessary in the abatement of such nuisance." (No. 1695, Int. No. 1236.)

"An act to amend the forest, fish and game law in relation to the taking of wild deer and the possession of deer or venison." (No. 1620, Int. No. 374.)

"An act authorizing the repair and improvement of the Castorland dyke between the main shore near Castorland depot and the bridge crossing Black river in the town of Denmark, Lewis county, and making an appropriation therefor." (No. 1679, Int. No. 1046.)

"An act to provide for the drainage of flooded lands in the town of Royalton, Niagara county, occasioned by the overflow from the State canal feeder and back water from the State dam across the Tonawanda creek in Genesee county, and making an appropriation therefor." (No. 1674, Int. No. 421.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to relieve the law department of the city of New York from paying fees to city, county or other officers." (No. 1530, Int. No. 1150.)

"An act making an appropriation for Craig Colony for epileptics." (No. 1719, Int. No. 765.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to provide for the levy and collection of assessments for the construction and maintenance of a sewer in the boroughs of Brooklyn and Queens, pursuant to the provisions of chapter 998 of the Laws of 1896." (No. 258, Int. No. 258.)

"An act to amend the State Charities Law, in relation to reimbursement for maintenance of inmates in the Craig Colony." (No. 1648, Int. No. 1220.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. McMillan, from the committee on printed and engrossed bills, reported as correctly printed or engrossed the following entitled bills:

"An act to amend section 6 and section 7 of chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn, and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and for providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes, and providing means for the payment thereof,' relative to manner of raising funds to defray the expense of said improvement." (No. 1742, Int. No. 1148.)

"An act to provide for the voluntary retirement of officers and employees in the civil service of the State and its civil divisions and cities." (No. 1718, Int. No. 295.)

"An act to amend the Greater New York Charter, relative to the department of docks and ferries." (No. 1758, Int. No. 960.)

"An act to amend the Highway Law, relating to bridges." (No. 1741, Int. No. 1063.)

"An act making an appropriation for Craig Colony for epileptics." (No. 1719, Int. No. 765.)

Senate, "An act to create and establish a firemen's relief and pension fund for the paid fire department of the city of Utica, and authorizing the granting and payment of pensions and relief to the officers and members of said department entitled thereto." (No. 1715, Rec. No. 196.)

Mr. Apgar in the chair.

Mr. Speaker announced the special order, being the bill (No. 226) entitled "An act to amend section 3326 of the Code of Civil Procedure, in relation to jurors' fees in justices' court." (Int. No. 211.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 66 }  
{ NOES 42 }

Those who voted in the affirmative, were

Adams	Coon	Fitzgerald	Orr	Ross
Adler	Costello	Fitzp'ck	W P Oxford	Salyerds
Ahern	Coughtry	Fuller	Patton	Snyder
Allen J A	Cowan	Graeff	Phillips	Stevens
Allen F E	Daly	Griffith	Plank	Stiles
Allston	Darrison	Hoadley	Platt	Townsend
Bennet	Davis G	Knipp	Rainey	Traub
Brooks	Dickey	Lewis	Reeve	Treat

Brill	Doll	Mansfield	Remsen	Ulmann
Burnett	Doughty	Marson	Reynolds	Wainwright
Cadin	Dusinbery	McAdam	Richter	Weekes
Candee	Egan	McNair	Robinson	Williams
Chambers	Ferre	O'Brien	Rogers	Woody
Cook				

Those who voted in the negative, were

Allds	Finch	Landon	Morgan	Sanders
Barrett	Fowler	Langhorst	Neville	Scanlon
Bedell	Grady	Leggett	Nye	Schneider
Bordwell	Hammond	Litthauer	Palmer	Smith C W
Burns	Hanford	McInerney	Patchin	Smith G H
Colby	Haviland	McKeown	Pendry	Smith J T
Conkling	Higgins	Monroe	Rider	Sulzberger
Davis M	Hooker	Moran	Ruehl	Wolf
Fancher	Kelsey			

Mr. Speaker announced the special order, being the bill (No. 1664) entitled "An act to amend the Canal Law, relative to street railways crossing canals" (Int. No. 1000), having been announced for a third reading,

Mr. Hammond moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith amended as follows:

Page 3, lines 18 and 19, strike out the words "and from the limits of ten rods of said canal or feeder."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hammond, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{	AYES	78	}
{	NOES	11	}

Those who voted in the affirmative, were

Adams	Cowan	Hanford	Morgan	Robinson
Adler	Darrison	Haviland	Newcomb	Rogers
Allds	Davis M	Higgins	Nye	Ruehl
Allen F E	Davis G	Hooker	O'Brien	Salyerds
Allen J A	Dickinson	Pendry	Orr	Sanders
Apgar	Dusinbery	Kelsey	Patchin	Scanlon
Bedell	Egan	Knipp	Patton	Schneider
Bordwell	Fancher	Langhorst	Phillips	Seymour
Brill	Finch	Lewis	Plank	Smith J E
Burns	Fitzgerald	Manee	Platt	Smith J T
Colby	Fowler	Mansfield	Rainey	Snyder
Conkling	Fuller	McKeown	Remsen	Ulman
Cook	Gardiner	McNair	Reynolds	Wainwright
Coon	Grady	Merritt	Richter	Weekes
Costello	Graeff	Monroe	Rider	Woody
Coughtry	Griffith	Moran		

Those who voted in the negative, were

Cadin	Fitzp'ek W	PMcAdam	McQuade	Smith G H
Daly	Hammond	McInerney	Neville	Traub
Doughty				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1450) entitled "An act to amend the Lien Law, in relation to advance payments." (Int. No. 1098.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{	AYES	72	}
{	NOES	15	}

Those who voted in the affirmative, were

Adams	Davis G	Haviland	Orr	Ruehl
Allds	Davis M	Hooker	Outterson	Salverds
Allen F E	Dickinson	Knipp	Oxford	Sanders
Allen J A	Doll	Langhorst	Pendry	Scanlon
Bennet	Doughty	Leggett	Phillips	Schneider
Brill	Egan	Manee	Plank	Smith C W
Brooks	Finch	Mansfield	Rainey	Smith J T
Burnett	Fitzgerald	McAdam	Reeve	Snyder
Cadin	Fowler	McCallough	Remsen	Stevens
Chambers	Fuller	McQuade	Reynolds	Stiles
Colby	Gardiner	Moran	Richter	Traub
Coon	Grady	Newcomb	Robinson	Wainwright
Coughtry	Graeff	Nye	Rogers	Weekes
Cowan	Hammond	O'Brien	Ross	Williams
Daly	Hanford			

Those who voted in the negative, were

Adler	Conkling	Kelsey	Palmer	Ulmann
Bordwell	Dickey	Lewis	Rider	Wolf
Burns	Fitzp'ek W	PMonroe	Treat	Woody

Mr. Bennet moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Adams	Costello	Hanford	Morgan	Ruehl
Adler	Coughtry	Haviland	Newcomb	Sanders
Ahern	Cowan	Higgins	Nye	Scanlon
Allds	Daly	Hoadley	O'Brien	Schneider
Allen F E	Darrison	Hooker	Orr	Sloane
Allen J A	Davis G	Kelsey	Palmer	Smith C W
Allston	Davis M	Knipp	Patchin	Smith G H
Apgar	Dickey	Langhorst	Patton	Smith J E
Barrett	Dickinson	Leggett	Pendry	Smith J T

Bedell	Doughty	Lewis	Phillips	Snyder
Bennet	Dusinbery	Mancee	Plank	Stevens
Bordwell	Egan	Mansfield	Platt	Stiles
Bourke	Fancher	Marson	Prince	Sulzberger
Brill	Ferre	McAdam	Rainey	Townsend
Brooks	Finch	McCullough	Reeve	Traub
Burnett	Fitzgerald	McInerney	Remsen	Treat
Cadin	Fowler	McKeown	Reynolds	Ulmann
Candee	Fuller	McNair	Richter	Wainwright
Chambers	Gardiner	McQuade	Rider	Weekes
Colby	Grady	Merritt	Robinson	Williams
Conkling	Graeff	Monroe	Rogers	Wolf
Cook	Griffith	Moran	Ross	Woody
Coon	Hammond			

Mr. Kelsey moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 1465) entitled "An act to amend chapter 182 of the Laws of 1898, relative to the department of public instruction in cities of the second class." (Int. No. 690.)

Said bill having been announced for a third reading,

Mr. Palmer—I desire first to raise a point of order or make a motion to strike this bill from the calendar. The rules of this House require that any other than a code amendment, the section and chapter of the statute proposed to be amended, the year of its enactment and the title of the original act, together with the chapter and year of all acts amendatory thereof, must be mentioned in the first title of the bill. In this bill the first title purports to amend an act of the Legislature passed in 1898, known as the general charter provision, or the White charter, so called. In 1899 an amendment was made to this charter; in other words, an amendment was made to this chapter of the law passed in 1898. And I am not here to say just what the amendment was—. Suffice it to say, that the English language speaks for itself, and I read the chapter 581 of the Laws of 1899, and the language of that chapter is, "An act to amend chapter 182 of the Laws of 1898." So that by the lan-

guage of the bills themselves we have an original act passed and by the language of the law which we enacted here we have an amendment to the original law.

Now, Mr. Speaker, I desire to move to strike this bill from the calendar, for the reason that the law of 1898 has been amended in express language and the amendment is not referred to in this bill.

Mr. Speaker, it is no answer to this proposition to say how the act was amended. If I send to the desk to-day an amendment to a bill, I say an amendment, page so and so, and line so so; and by the amendment I move to strike out a number of a bill and that is an amendment, so that while the amendment of 1899 struck out certain sections of the law of 1898, nevertheless it was an amendment to that law and is, and although it struck out sections, yet that is an amendment which reads as such every day upon the floor of this House, and the law of 1898 says it is an amendment under the rules that should be referred to. Mr. Speaker, the rule was made so that if a person take a bill and he can look at the first section or the title and from it find a law that is sought to be amended. When you amend a statute and look at the rule it refers you to the law of 1898, you have a right to take that law and believe that is the law that is being sought to be amended, and if that law has been amended it should state in the title of your bill where the amendment is, so that when you read the bill from its first section or title you can tell the law that is being acted upon and tell whether the original law has been amended or not—and not have to sit a week in a library to find out what a bill is doing. The rule is a good and wholesome one; and I trust that the Chair will rule and hold at this time that this bill is improperly printed in that its first section does not refer to the amendment.

Mr. Speaker—The Chair understands the gentleman from Schoharie makes the point of order (Mr. Apgar in the chair) that this bill is not properly before the House.

Mr. Palmer—Yes, sir; and asks the Chair to decide that it is improperly upon the calendar for the reasons I have stated.



Mr. Speaker—The Chair is informed that this bill has been carefully examined, that it is drafted according to the rules; that the matter has been thoroughly investigated and that the bill is now properly before the House for consideration, and therefore the Chair rules that the point of order is not well taken.

Mr. Palmer—I ask what the ruling is upon this subject?

Mr. Kelsey—Not in order——

Mr. Palmer (continuing)—Not what somebody may have said——

Mr. Kelsey—The only remedy is appeal.

Mr. Speaker—The Chair has decided the point of order not well taken.

Mr. Palmer—I desire to except to the ruling so that I may use it on appeal if I desire. (Laughter.)

On motion of Mr. Palmer, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the Senate bill (No. 500) entitled “An act to amend section 5 of the General Corporation Law, being chapter 687 of the Laws of 1892, with respect to filing and recording certificates of incorporation, and to the corporate names of corporations.” (Rec. No. 143.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	McQuade	Robinson
Adler	Costello	Grady	Meeks	Rogers
Ahern	Cotton	Graeff	Merritt	Ross

Allds	Coughtry	Hammond	Moran	Sanders
Allen F E	Cowan	Hanford	Morgan	Scanlon
Allen J A	Dale	Haviland	Neville	Seymour
Allston	Daly	Hewitt	Newcomb	Ruehl
Apgar	Darrison	Higgins	Nye	Sherer
Ash	Day	Hoadley	O'Brien	Sloane
Baldwin	Davis G	Hughes	O'Malley	Smith C W
Barrett	Davis M	Hughes	Orr	Smith G H
Bedell	Dickey	Keenan	Outterson	Smith J E
Bennet	Dickinson	Kelsey	Oxford	Smith J T
Blackwell	Dooling	Knipp	Patchin	Stevens
Bordwell	Doll	Lally	Patton	Stiles
Bourke	Duer	Landon	Pendry	Sulzberger
Bradley	Duross	Langhorst	Phillips	Townsend
Brill	Dusinbery	Leggett	Phipps	Traub
Brooks	Fancher	Lewis	Plank	Treat
Burke	Ferre	Litthauer	Platt	Ulmann
Burnett	Finch	Manee	Prince	Wainwright
Burns	Fisher	Mansfield	Rainey	Weber
Cadin	Fitzgerald	Marson	Reeve	Williams
Candee	Fitzp'ck J H	McAdam	Reilley	Wilson
Chambers	Fitzp'ck W P	McCullough	Reynolds	Wolf
Colby	Fowler	McInerney	Richter	Woody
Conkling	Fuller	McMillan	Rider	Yale
Cook				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 426) entitled "An act to define the rights of persons and corporations engaged in the business of storing personal chattels, and to regulate the said business." (Rec. No. 176.)

Said bill having been announced for a third reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the Senate bill (No. 991) entitled "An act to authorize the county of Albany to provide for the temporary detention of juvenile delinquents with the Mohawk and Hudson River Humane Society, and make compensation therefor." (Rec. No. 312.)

On motion of Mr. Coughtry, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Gardiner	McNair	Rider
Adler	Costello	Grady	McQuade	Robinson
Ahern	Cotton	Graeff	Meeks	Rogers
Allds	Coughtry	Griffith	Merritt	Ross
Allen F E	Cowan	Hammond	Monroe	Ruehl
Allen J A	Dale	Hanford	Moran	Salyerds
Allston	Daly	Haviland	Morgan	Scanlon
Apgar	Darrison	Hewitt	Neville	Schneider
Ash	Day	Higgins	Newcomb	Seymour
Baldwin	Davis G	Hoadley	Nye	Sherer
Barrett	Dickey	Hooker	O'Brien	Sloane
Bedell	Dickinson	Hughes	O'Malley	Smith C W
Bennet	Dooling	Keenan	Orr	Smith J E
Blackwell	Doll	Kelsey	Outterson	Snyder
Bordwell	Doughty	Knipp	Oxford	Stevens
Bourke	Duer	Lally	Palmer	Stiles
Bradley	Duross	Landon	Patchin	Sulzberger
Brill	Businbery	Leggett	Pendry	Townsend
Brooks	Egan	Lewis	Phillips	Traub
Burke	Fancher	Litthauer	Phipps	Treat
Burnett	Ferre	Manee	Platt	Ulmann
Burns	Finch	Mansfield	Prince	Wainwright
Cadin	Fisher	Marson	Rainey	Weber
Candee	Fitzgerald	McAdam	Reeve	Williams
Chambers	Fitzp'ck J H	McCullough	Reilley	Wilson
Colby	Fitzp'ck W P	McInerney	Remsen	Wolf
Conkling	Fowler	McKeown	Reynolds	Woody
Cook	Fuller	McMillan	Richter	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1028) entitled "An act to change the corporate name of the American Deposit and Loan Company to the Equitable Trust Company of New York." (Rec. No. 305.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Ross
Adler	Coughtry	Griffith	Merritt	Ruehl
Ahern	Cowan	Hammond	Monroe	Salyerds
Allds	Dale	Hanford	Morgan	Sanders
Allen F E	Daly	Haviland	Neville	Scanlon
Allen J A	Darrison	Hewitt	Newcomb	Schneider
Allston	Day	Higgins	Nye	Seymour
Apgar	Davis G	Hoadley	O'Brien	Sherer
Ash	Davis M	Hooker	O'Malley	Sloane
Baldwin	Dickey	Hughes	Orr	Smith C W
Barrett	Dickinson	Keenan	Outtersen	Smith G H
Bedell	Dooling	Kelsey	Oxford	Smith J E
Bennet	Doll	Knipp	Patchin	Smith J T
Blackwell	Doughty	Lally	Patton	Snyder
Bordwell	Duer	Landon	Pendry	Stevens
Bourke	Duross	Langhorst	Phillips	Stiles
Bradley	Dusinbery	Leggett	Phipps	Sulzberger
Brill	Egan	Lewis	Plank	Townsend
Brooks	Fancher	Litthauer	Platt	Traub
Burke	Ferre	Manee	Prince	Treat



Burnett	Finch	Mansfield	Rainey	Ulmann
Burns	Fisher	Marson	Reeve	Wainwright
Cadin	Fitzgerald	McAdam	Reilley	Weber
Candee	Fitzp'ek J H	McCullough	Remsen	Weeks
Chambers	Fitzp'ek W P	McInerney	Reynolds	Williams
Colby	Fowler	McKeown	Richter	Wilson
Conkling	Fuller	McMillan	Rider	Wolf
Cook	Gardiner	McNair	Robinson	Woody
Coon	Grady	McQuade	Rogers	Yale
Costello				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 946) entitled "An act to further amend section 230 of the Tax Law, in relation to the appointment of appraisers, stenographers, etc." (Rec. No. 263.)

On motion of Mr. G. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Grady	Meeks	Rider
Adler	Costello	Graeff	Merritt	Robinson
Ahern	Cotton	Griffith	Monroe	Rogers
Allds	Coughtry	Hammond	Moran	Ross
Allen F E	Cowan	Haviland	Morgan	Ruehl
Allen J A	Dale	Hewitt	Neville	Sanders
Allston	Daly	Higgins	Newcomb	Scanlon
Apgar	Darrison	Hoadley	Nye	Schneider
Ash	Day	Hughes	O'Brien	Seymour

Baldwin	Davis G	Keenan	O'Malley	Sherer
Barrett	Davis M	Kelsey	Orr	Sloane
Bedell	Dickey	Knipp	Outtersen	Smith C W
Bennet	Dickinson	Lally	Oxford	Smith G H
Blackwell	Dooling	Landon	Palmer	Smith J E
Bordwell	Doll	Langhorst	Patchin	Smith J T
Bourke	Duer	Leggett	Patton	Snyder
Bradley	Duross	Lewis	Pendry	Stiles
Brill	Dusinbery	Litthauer	Phillips	Sulzberger
Brooks	Egan	Manee	Phipps	Townsend
Burke	Fancher	Mansfield	Plank	Treat
Burnett	Ferre	Marson	Platt	Ulmann
Burns	Finch	McAdam	Prince	Weber
Cadin	Fisher	McCullough	Rainey	Weckes
Candee	Fitzgerald	McInerney	Reeve	Williams
Chambers	Fitzp'ck J H	McKeown	Reiley	Wolf
Colby	Fowler	McMillan	Rensen	Woody
Conkling	Fuller	McNair	Reynolds	Yale
Cook	Gardiner	McQuade	Richter	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 537) entitled "An act to provide for the erection of a suitable monument and markers in honor of and to the memory of the New York troops which took part in the campaign and siege of Vicksburg in 1863." (No. 537, Rec. No. 293.)

Said bill having been announced for a second reading,

Mr. Bradley moved to amend as follows:

Page 2, line 10, strike out all of section 2 and insert the following:

"Section 2. The governor shall by and with the advice and consent of the senate and assembly, appoint a board of five members, two of whom shall be citizens from the city of Buffalo, one of whom shall be designated by the governor as the president of the board, and the other three members shall be residents and citizens of the state of New York. The board is authorized and empowered to contract for and to procure the erection of a marble or granite monument and bronze statue of our late president William McKinley, on Niagara square in the city of Buffalo, New York, providing such site in Niagara square in said city of Buffalo, shall be deeded by the said city of Buffalo to the

state of New York and title of said property shall forever remain in the state. Such monument and statue shall be and remain the property of the state.

“§ 3. The board upon its organization shall appoint a chief executive officer and a secretary. All the members of such board shall serve without compensation, but shall receive their actual and necessary expenses while in the actual discharge of their duties. The chief executive officer and the secretary shall be subject to the directions of the board and shall perform such duties as it shall prescribe.

“§ 4. The members of such board shall on or before the first day of July, nineteen hundred and two, meet at the capitol in the city of Albany, and organize as a board. The board may make rules and regulations for its government and prescribe the powers and duties of the chief executive officer and the secretary.

“§ 5. The board shall make a report of its proceedings from time to time to the governor and at any time when requested by him, and within one month after the completion of the erection of such monument and statue and its acceptance by the state, shall make a final detailed report of its proceedings and expenditures to be transmitted by the governor to the legislature. Such report shall contain an account of all the expenditures made, showing the items, the amounts thereof, to whom paid, with whom contracted and for what purpose and shall be certified by the president of the board.

“§ 6. The total expenditures to be incurred under the provisions of this act, shall not exceed the sum of one hundred thousand dollars, and for the purpose of paying such expenditures, the sum of one hundred thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the state treasury not otherwise appropriated, to be paid by the state treasurer upon the warrant of the comptroller, and upon verified vouchers approved by the president and the secretary of the board, and after due audit by the comptroller. Fifty thousand dollars of such amount shall be available when plans and specifications for the erection of such monument and statue have been adopted by the board and a contract for the completion thereof, with at least two sufficient sureties has been made, and fifty thousand dollars shall be available upon the completion of such monument and statue.

“§ 7. This act shall take effect immediately.”

Mr. Allds raised the point of order that said amendment was not germane to the original bill.

Mr. Speaker decided said point of order well taken and declared said amendment out of order.

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Hammond	Monroe	Ross
Adler	Coughtry	Hanford	Moran	Ruehl
Ahern	Cowan	Haviland	Morgan	Salyerds
Allds	Dale	Hewitt	Neville	Sanders
Allen F E	Daly	Higgins	Newcomb	Scanlon
Allen J A	Darriscn	Hoadley	Nye	Schneider
Allston	Day	Hooker	O'Brien	Seymour
Apgar	Davis G	Hughes	O'Malley	Sherer
Ash	Davis M	Keenan	Orr	Sloane
Baldwin	Dickey	Kelsey	Outterson	Smith C W
Barrett	Dickinson	Knipp	Oxford	Smith G H
Bedell	Dooling	Lally	Palmer	Smith J E
Bennet	Doll	Landon	Patchin	Smith J T
Blackwell	Doughty	Langhorst	Patton	Snyder
Bordwell	Duer	Leggett	Pendry	Stevens
Bourke	Duross	Lewis	Phillips	Stiles
Bradley	Dusinbery	Litthauer	Phipps	Sulzberger
Brill	Egan	Mance	Plank	Townsend
Brooks	Fancher	Mansfield	Platt	Traub
Burke	Ferre	Marson	Prince	Treat
Burnett	Finch	McAdam	Rainey	Ulmann
Burns	Fisher	McCullough	Reeve	Wainwright
Cadin	Fitzgerald	McInerney	Reiley	Weber
Candee	Fitzp'ck J H	McKeown	Remsen	Weekes
Chambers	Fitzp'ck W P	McMillan	Reynolds	Williams
Colby	Fuller	McNair	Richter	Wilson
Conkling	Gardiner	McQuade	Rider	Wolf
Cook	Grady	Meeks	Robinson	Woody
Coon	Graeff	Merritt	Rogers	Yale
Costello	Griffith			



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 999) entitled "An act to amend section 2513 of the Code of Civil Procedure, relative to stenographer for surrogates' courts in counties other than New York and Kings." (Rec. No. 322.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Rogers
Adler	Coughtry	Griffith	Merritt	Ruehl
Ahern	Cowan	Hammond	Monroe	Salyerds
Allds	Dale	Hanford	Moran	Sanders
Allen F E	Daly	Haviland	Morgan	Scanlon
Allen J A	Darrison	Hewitt	Neville	Schneider
Apgar	Day	Higgins	Newcomb	Seymour
Ash	Davis G	Hoadley	Nye	Sherer
Baldwin	Davis M	Hooker	O'Brien	Sloane
Barrett	Dickey	Hughes	O'Malley	Smith C W
Bedell	Dickinson	Keenan	Orr	Smith G H
Bennet	Dooling	Kelsey	Outterson	Smith J E
Blackwell	Doll	Knipp	Oxford	Smith J T
Bordwell	Doughty	Lally	Palmer	Snyder
Bourke	Duer	Landon	Patchin	Stevens
Bradley	Duross	Langhorst	Patton	Stiles
Brill	Dusinbery	Leggett	Pendry	Sulzberger
Brooks	Egan	Lewis	Phillips	Townsend
Burke	Fancher	Litthauer	Phipps	Traub
Burnett	Ferre	Manee	Plank	Treat

Burns	Finch	Mansfield	Platt	Ulmann
Cadin	Fisher	Marson	Prince	Wainwright
Candee	Fitzgerald	McAdam	Reeve	Weber
Chambers	Fitzp'ck J H	McCullough	Reilley	Weekes
Colby	Fitzp'ck W P	McInerney	Remsen	Williams
Conkling	Fowler	McKeown	Reynolds	Wilson
Cook	Fuller	McMillan	Richter	Wolf
Coon	Gardiner	McNair	Rider	Woody
Costello	Grady	McQuade	Robinson	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 893) entitled "An act in relation to Beach avenue, Oak avenue and Woodbine avenue in the village of Larchmont, Westchester county, State of New York." (Rec. No. 264.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Higgins	Newcomb	Scanlon
Allen J A	Darrison	Hoadley	Nye	Schneider
Allston	Davis G	Hooker	O'Brien	Seymour
Apgar	Davis M	Hughes	O'Malley	Sherer
Ash	Dickey	Keenan	Orr	Sloane
Baldwin	Dickinson	Kelsey	Outterson	Smith C W

Barrett	Dooling	Kuipp	Oxford	Smith G H
Bedell	Doll	Lally	Palmer	Smith J E
Bennet	Doughty	Landon	Patchin	Smith J T
Blackwell	Duer	Langhorst	Patton	Snyder
Bordwell	Duross	Leggett	Pendry	Stevens
Bourke	Dusinbery	Lewis	Phillips	Stiles
Bradley	Egan	Litthauer	Phipps	Sulzberger
Brill	Fancher	Mauee	Plank	Townsend
Brooks	Ferre	Mansfield	Platt	Traub
Burke	Finch	Marson	Prince	Treat
Burnett	Fisher	McAdam	Rainey	Ulmann
Burns	Fitzgerald	McCullough	Reeve	Wainwright
Cadin	Fitzp'ck J H	McInerney	Reilley	Weber
Candee	Fitzp'ck W P	McKeown	Remsen	Weekes
Chambers	Fowler	McMillan	Reynolds	Williams
Colby	Fuller	McNair	Richter	Wilson
Conkling	Gardiner	McQuade	Rider	Wolf
Cook	Grady	Meeks	Robinson	Woody
Coon	Graeff	Merritt	Rogers	Yale
Costello				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 861) entitled "An act to amend chapter 188 of the Laws of 1862, entitled 'An act to incorporate the New York State Convention of Universalists' as amended by chapter 356 of the Laws of 1880, entitled 'An act to amend chapter 188 of the Laws of 1862, entitled "An act to incorporate the New York State Convention of Universalists,' " and to organize a missionary board, and to define its powers and duties." (Rec. No. 307.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	Meeks	Rogers
Adler	Cotton	Graeff	Merritt	Ross
Ahern	Coughtry	Griffith	Monroe	Ruehl
Allds	Cowan	Hammond	Moran	Salyerds
Allen F E	Dale	Hanford	Morgan	Sanders
Allen J A	Daly	Haviland	Newcomb	Scanlon
Allston	Darrison	Hewitt	Nye	Schneider
Apgar	Day	Higgins	O'Brien	Seymour
Ash	Davis G	Hoadley	O'Malley	Sloane
Baldwin	Davis M	Hooker	Orr	Smith C W
Barrett	Dickey	Hughes	Outtonson	Smith G H
Bedell	Dickinson	Keenan	Oxford	Smith J E
Bennet	Dooling	Kelsey	Palmer	Smith J T
Blackwell	Doll	Knipp	Patchin	Snyder
Bordwell	Doughty	Lally	Patton	Stevens
Bourke	Duer	Landon	Pendry	Stiles
Bradley	Duross	Langhorst	Phillips	Sulzberger
Brill	Dusinbery	Leggett	Phipps	Townsend
Brooks	Egan	Lewis	Plank	Traub
Burke	Fancher	Litthauer	Platt	Treat
Burnett	Ferre	Manee	Prince	Ulmann
Burns	Finch	Mansfield	Rainey	Wainwright
Cadin	Fisher	Marson	Reeve	Weber
Candee	Fitzgerald	McAdam	Reiley	Weekes
Chambers	Fitzp'ck J H	McCullough	Remsen	Williams
Colby	Fitzp'ck W P	McInerney	Reynolds	Wilson
Conkling	Fowler	McKeown	Richter	Wolf
Cook	Fuller	McNair	Rider	Woody
Coon	Gardiner	McQuade	Robinson	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1023) entitled "An act to amend chapter 666 of the Laws of 1893, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Canandaigua, and to repeal certain parts of acts,' as amended by chapter 131 of the Laws of 1894, in relation to the provisions for the police department of said village." (Rec. No. 299.)



On motion of Mr. Burnett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Meeks	Rogers
Adler	Cotton	Griffith	Merritt	Ross
Ahern	Coughtry	Hammond	Monroe	Ruehl
Allds	Cowan	Hanford	Moran	Salyerds
Allen F E	Dale	Haviland	Morgan	Sanders
Allen J A	Daly	Hewitt	Neville	Scanlon
Allston	Darrison	Higgins	Newcomb	Schneider
Apgar	Day	Hoadley	Nye	Seymour
Ash	Davis G	Hooker	O'Brien	Sherer
Baldwin	Davis M	Hughes	O'Malley	Smith C W
Barrett	Dickey	Keenan	Orr	Smith G H
Bedell	Dickinson	Kelsey	Outterson	Smith J E
Bennet	Dooling	Knipp	Oxford	Smith J T
Blackwell	Doll	Lally	Palmer	Snyder
Bordwell	Doughty	Landon	Patchin	Stevens
Bourke	Duer	Langhorst	Patton	Stiles
Bradley	Duross	Leggett	Pendry	Sulzberger
Brill	Dusinbery	Lewis	Phillips	Townsend
Brooks	Egan	Litthauer	Phipps	Traub
Burke	Fancher	Manee	Plank	Treat
Burnett	Ferre	Mansfield	Platt	Ulmann
Burns	Finch	Marson	Prince	Wainwright
Cadin	Fisher	McAdam	Rainey	Weber
Candee	Fitzgerald	McCullough	Reeve	Weekes
Chambers	Fitzp'ck J H	McInerney	Reilley	Williams
Colby	Fitzp'ck W P	McKeown	Reynolds	Wilson
Conkling	Fowler	McMillan	Richter	Wolf
Cook	Fuller	McNair	Rider	Woody
Coon	Grady	McQuade	Robinson	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 751) entitled "An act to amend the Stock Corporation Law, in relation to the reduction of the capital stock of an insurance corporation." (Rec. No. 280.)

On motion of Mr. Plank, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Grady	McQuade	Robinson
Adler	Cotton	Graeff	Meeks	Rogers
Ahern	Coughtry	Griffith	Merritt	Ross
Alds	Cowan	Hammond	Monroe	Ruehl
Allen F E	Dale	Hanford	Moran	Sanders
Allen J A	Daly	Haviland	Morgan	Scanlon
Allston	Darrison	Hewitt	Neville	Schneider
Apgar	Day	Higgins	Newcomb	Salyerds
Ash	Davis G	Hoadley	Nye	Sherer
Baldwin	Davis M	Hooker	O'Brien	Sloane
Barrett	Dickey	Hughes	O'Malley	Smith C W
Bedell	Dickinson	Keenan	Orr	Smith G H
Bennet	Dooling	Kelsey	Ontterson	Smith J E
Blackwell	Doll	Knipp	Oxford	Smith J T
Bordwell	Doughty	Lally	Palmer	Snyder
Bourke	Duer	Landon	Patchin	Stevens
Bradley	Duross	Langhorst	Patton	Stiles
Brill	Dusinbery	Leggett	Phillips	Sulzberger
Brooks	Egan	Lewis	Phipps	Townsend
Burke	Fancher	Lithauer	Plank	Treat
Burnett	Ferre	Manee	Platt	Wainwright

Burns	Finch	Mansfield	Prince	Weber
Cadin	Fisher	Marson	Rainey	Weber
Candee	Fitzgerald	McAdam	Reeve	Williams
Chambers	Fitzp'ck J H	McCullough	Reilley	Wilson
Colby	Fitzp'ck W P	McInerney	Remsen	Wolf
Conkling	Fowler	McKeown	Reynolds	Woody
Cook	Fuller	McMillan	Rider	Yale
Coon	Gardiner	McNair		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 824) entitled "An act to amend the Insurance Law, in relation to partnerships or associations known as Lloyds or as individual underwriters." (Rec. No. 279.)

On motion of Mr. Plank, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Fuller	McMillan	Robinson
Adler	Costello	Grady	McNair	Rogers
Ahern	Cotton	Graeff	McQuade	Ruehl
Allds	Coughtry	Griffith	Merritt	Salyerds
Allen F E	Cowan	Hammond	Monroe	Sanders
Allen J A	Dale	Hanford	Moran	Scanlon
Allston	Daly	Haviland	Morgan	Schneider
Apgar	Darison	Hewitt	Neville	Seymour
Ash	Day	Higgins	Newcomb	Sloane
Baldwin	Davis G	Hoadley	Nye	Smith C W
Barrett	Davis M	Hooker	O'Malley	Smith G H

Bedell	Dickey	Hughes	Orr	Smith J E
Bennet	Dickinson	Keenan	Outterson	Smith J T
Blackwell	Dooling	Kelsey	Oxford	Snyder
Bordwell	Doll	Knipp	Palmer	Stevens
Bourke	Doughty	Lally	Patchin	Stiles
Bradley	Duer	Landon	Patton	Townsend
Brill	Duross	Langhorst	Pendry	Traub
Brooks	Dusinbery	Leggett	Phillips	Treat
Burke	Egan	Lewis	Phipps	Ulmann
Burnett	Fancher	Litthauer	Plank	Wainwright
Burns	Ferre	Manee	Prince	Weber
Cadin	Finch	Mansfield	Rainey	Weekes
Candee	Fisher	Marson	Reeve	Williams
Chambers	Fitzgerald	McAdam	Reilley	Wilson
Colby	Fitzp'ck J H	McCullough	Remsen	Wolf
Conkling	Fitzp'ck W P	McInerney	Reynolds	Woody
Cook	Fowler	McKeown	Richter	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 952) entitled "An act in relation to assessors and assessments in the towns of Nassau county having a population exceeding 17,000." (Rec. No. 303.)

On motion of Mr. Doughty, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Merritt	Ross
Adler	Cotton	Griffith	Monroe	Salyerds
Ahern	Coughtry	Hammond	Moran	Sanders



Allds	Cowan	Hanford	Morgan	Scanlon
Allen F E	Dale	Haviland	Neville	Schneider
Allen J A	Daly	Hewitt	Newcomb	Seymour
Allston	Darrison	Higgins	Nye	Sherer
Apgar	Day	Hoadley	O'Brien	Sloane
Ash	Davis G	Hooker	O'Malley	Smith C W
Baldwin	Dickey	Keenan	Orr	Smith G H
Barrett	Dickinson	Kelsey	Outterson	Smith J E
Bedell	Dooling	Knipp	Oxford	Smith J T
Bennet	Doll	Lally	Palmer	Snyder
Blackwell	Doughty	Landon	Patchin	Stevens
Bordwell	Duer	Langhorst	Patton	Stiles
Bourke	Duross	Leggett	Pendry	Sulzberger
Bradley	Dusinbery	Lewis	Phillips	Townsend
Brill	Egan	Litthauer	Phipps	Traub
Brooks	Fancher	Manee	Plank	Treat
Burke	Ferre	Mansfield	Platt	Ulmann
Burnett	Finch	Marson	Prince	Wainwright
Burns	Fisher	McAdam	Rainey	Weber
Cadin	Fitzgerald	McCullough	Reeve	Weekes
Candee	Fitzp'ck J H	McInerney	Reiley	Williams
Chambers	Fitzp'ck W P	McKeown	Remsen	Wilson
Colby	Fowler	McMillan	Reynolds	Wolf
Conkling	Fuller	McNair	Richter	Woody
Cook	Gardiner	McQuade	Rider	Yale
Coon	Grady	Meeks	Rogers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelsey moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Coughtry	Hanford	Moran	Ruehl
Adler	Cowan	Higgins	Morgan	Salverds
Ahern	Darrison	Hoadley	Neville	Sanders
Allds	Davis G	Hooker	Newcomb	Scanlon
Allen F E	Davis M	Kelsey	O'Brien	Schneider
Allen J A	Dickey	Knipp	O'Malley	Seymour
Allston	Dickinson	Landon	Outterson	Sloane
Apgar	Doll	Langhorst	Palmer	Smith C W

Bedell	Doughty	Leggett	Patchin	Smith G H
Bennet	Dusinbery	Lewis	Patton	Smith J E
Bordwell	Egan	Litthauer	Pendry	Smith J T
Bourke	Fancher	Manee	Plank	Snyder
Brill	Ferre	Mansfield	Platt	Stevens
Brooks	Finch	McCullough	Prince	Stiles
Burns	Fitzgerald	McInerney	Rainey	Townsend
Cadin	Fowler	McKeown	Reeve	Traub
Chambers	Fuller	McMillan	Reimsen	Ulmann
Colby	Gardiner	McNair	Reynolds	Wainwright
Conkling	Grady	McQuade	Richter	Weekes
Cook	Graeff	Meeks	Robinson	Williams
Coon	Griffith	Merritt	Rogers	Wolf
Costello	Hammond	Monroe	Ross	Woody 110

The Clerk furnished a list of the absentees to the sergeant-at-arms, who appeared in due time before the bar of the House, with Mr. O'Brien, who, upon giving satisfactory explanation for being absent, was excused.

Mr. Kelsey moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 1099) entitled "An act to amend the State Charities Law, relating to the finances of the State charitable institutions and creating the office of fiscal supervisor." (Rec. No. 372.)

Said bill having been announced for a second reading,

Mr. Palmer moved to amend as follows:

Page 10, line 3, after the word "agents" insert the words "but no purchases shall be made from any firm, corporation or association of which any state officer, or fiscal officer is a member or stockholder, or in any way interested."

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Fitzgerald moved to amend said bill as follows:

Page 10, line 13, strike out the word "governor" and insert the words "state architect."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. J. E. Smith moved to amend said bill as follows:

Page 3, line 11, strike out the words "Elmira reformatory."

Page 5, lines 2 and 3, strike out the words "and of the Elmira reformatory."

Same page, line 11, strike out the words "and of the Elmira reformatory."

Page 7, line 6, strike out the words "and of the Elmira reformatory."

Page 9, line 5, strike out the words "or of the Elmira reformatory."

Page 10, lines 15 and 16, strike out the words "or for the Elmira reformatory."

Page 11, line 5, strike out the words "or the Elmira reformatory."

Same page, line 14, strike out the words "or the Elmira reformatory."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sanders moved to amend said bill as follows:

Page 4, strike out all of lines 1, 2 and 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. McKeown moved to amend said bill as follows:

Page 2, line 26, after the word "be" strike out the word "five" and insert the word "two."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Bourke moved to amend said bill as follows:

Page 3, strike out all of lines 10 and 11 down to and including the word "needed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Kelsey, said bill was placed on the order of third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }  
{ NOES 30 }

Those who voted in the affirmative, were

Adams	Coon	Hewitt	Newcomb	Ruehl
Adler	Costello	Hoadley	Nye	Salyerds
Ahern	Coughtry	Hooker	O'Brien	Schneider
Allds	Cowan	Hughes	O'Malley	Seymour
Allen F E	Darrison	Kelsey	Orr	Sherer
Allen J A	Davis G	Knipp	Oттerson	Smith C W
Allston	Davis M	Landon	Patchin	Smith G H
Apgar	Dickinson	Langhorst	Patton	Smith J T
Ash	Doughty	Leggett	Pendry	Snyder
Bedell	Dusinbery	Lewis	Phillips	Stevens
Bennet	Fancher	Manee	Phipps	Stiles
Brill	Finch	Mansfield	Plank	Townsend
Brooks	Fowler	Marson	Platt	Traub
Burnett	Fuller	McMillan	Rainey	Treat
Cadin	Gardiner	McNair	Reeve	Wainwright
Candee	Graeff	McQuade	Remsen	Weber
Chambers	Griffith	Merritt	Reynolds	Weekes
Colby	Hammond	Monroe	Robinson	Williams
Conkling	Hanford	Moran	Rogers	Wilson
Cook	Haviland	Morgan	Ross	Woody

Those who voted in the negative, were

Bordwell	Ferre	McAdam	Oxford	Sanders
Bourke	Fitzgerald	McCullough	Palmer	Scanlon
Burns	Fitzp'ck J	HMcInerney	Prince	Sloane
Daly	Fitzp'ck W	PMcKeown	Reilley	Smith J E
Dickey	Keenan	Meeks	Richter	Sulzberger
Egan	Litthauer	Neville	Rider	Ulmann



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 258) entitled "An act to provide for the levy and collection of assessments for the construction and maintenance of a sewer in the boroughs of Brooklyn and Queens pursuant to the provisions of chapter 998 of the Laws of 1896." (Int. No. 258.)

On motion of Mr. Manee said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Meeks	Ross
Adler	Cotton	Griffith	Monroe	Ruehl
Ahern	Coughtry	Hammond	<b>Moran</b>	Salyerds
Allds	Cowan	Hanford	Morgan	Sanders
Allen F E	Dale	Haviland	Neville	Scanlon
Allen J A	Daly	Hewitt	Newcomb	Schneider
Allston	Darrison	Higgins	Nye	Sherer
Apgar	Day	Hoadley	O'Brien	Sloane
Ash	Davis G	Hooker	O'Malley	Smith C W
Baldwin	Davis M	Hughes	Orr	Smith G H
Barrett	Dickey	Keenan	Outtersen	Smith J E
Bedell	Dickinson	Kelsey	Oxford	Smith J T
Bennet	Dooling	Knipp	Palmer	Snyder
Blackwell	Eoll	Lally	Patchin	Stevens
Bordwell	Doughty	Landon	Patton	Sulzberger
Bourke	Duer	Langhorst	Pendry	Stiles
Bradley	Duross	Leggett	Phillips	Townsend
Brill	Dusinbery	Lewis	Phipps	Traub
Brooks	Egan	Litthauer	Plank	Treat
Burke	Fancher	Manee	Platt	Ulmann

Burnett	Ferre	Mansfield	Prince	Wainwright
Burns	Fisher	Marson	Rainey	Weber
Cadin	Fitzgerald	McAdam	Reeve	Weekes
Candee	Fitzp'ck J H	McCullough	Reilley	Williams
Chambers	Fitzp'ck W P	McInerney	Remsen	Wilson
Colby	Fowler	McKeown	Reynolds	Wolf
Conkling	Fuller	McMillan	Richter	Woody
Cook	Gardiner	McNair	Rider	Yale
Coon	Grady	McQuade	Robinson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1648) entitled "An act to amend the State Charities Law, in relation to reimbursement for maintenance of inmates in the Craig Colony." (Int. No. 1220.)

On motion of Mr. Kelsey said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salverds
Alds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E

Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	<b>Traub</b>
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1695) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of abating all nuisance existing in the Ohio basin slip, in the city of Buffalo, between the south line of Elk street and the Main and Hamburg street canal, and to fill the prism of said slip with solid material, and to do any and all work that may be necessary in the abatement of such nuisance." (Int. No. 1236.)

On motion of Mr. O'Malley said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Alds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1620) entitled "An act to amend the Forest, Fish and Game Law in relation to the taking of wild deer and the possession of deer or venison." (Int. No. 374.)

On motion of Mr. Merritt said bill was read the second time and ordered to a third reading.



Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Haviland	Morgan	Salterds
Allds	Dale	Hewitt	Neville	Sanders
Allen F E	Daly	Higgins	Newcomb	Scanlon
Allen J A	Darrison	Hoadley	O'Brien	Schneider
Allston	Day	Hooker	O'Malley	Seymour
Apgar	Davis G	Hughes	Orr	Sherer
Ash	Davis M	Keenan	Outterson	Sloane
Baldwin	Dickey	Kelsey	Oxford	Smith O W
Barrett	Dickinson	Knipp	Palmer	Smith G H
Bedell	Dooling	Lally	Patchin	Smith J E
Bennet	Doll	Landon	Patton	Smith J T
Blackwell	Doughty	Langhorst	Pendry	Snyder
Bordwell	Duer	Leggett	Phillips	Stevens
Bourke	Duross	Lewis	Phipps	Stiles
Bradley	Dusinbery	Litthauer	Plank	Townsend
Brill	Egan	Manee	Platt	Traub
Brooks	Fancher	Mansfield	Prince	Treat
Burke	Ferre	Marson	Rainey	Ulmann
Burnett	Finch	McAdam	Reeve	Wainwright
Burns	Fisher	McCullough	Reiley	Weber
Cadin	Fitzgerald	McInerney	Remsen	Weekes
Candee	Fitzp'ck J H	McKeown	Reynolds	Williams
Chambers	Fitzp'ck W P	McMillan	Richter	Wilson
Colby	Fowler	McNair	Rider	Wolf
Cook	Fuller	McQuade	Robinson	Woody
Coon	Gardiner	Meeks	Rogers	Yale
Costello	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1725) entitled "An act to amend chapter 322 of the Laws of 1890, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Plattsburgh, and to repeal certain acts and parts of acts,' relating to the issue of bonds for public improvements." (Int. No. 1259.)

On motion of Mr. O'Brien said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Rogers
Adler	Coughtry	Hammond	Monroe	Ross
Ahern	Cowan	Hanford	Moran	Ruehl
Allds	Dale	Haviland	Morgan	Salverds
Allen J A	Daly	Hewitt	Neville	Sanders
Allen F E	Darrison	Higgins	Newcomb	Scanlon
Allston	Day	Hoadley	Nye	Schneider
Apgar	Davis G	Hooker	O'Brien	Seymour
Ash	Davis M	Hughes	O'Malley	Sherer
Baldwin	Dickey	Keenan	Orr	Sloane
Barrett	Dickinson	Kelsey	Otterson	Smith C W
Bedell	Dooling	Knipp	Oxford	Smith G H
Bennet	Doll	Lally	Palmer	Smith J E
Blackwell	Doughty	Landon	Patchin	Smith J T
Bordwell	Duer	Langhorst	Patton	Snyder
Bourke	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Burns	Fisher	McAdam	Rainey	Ulmann

Cadin	Fitzgerald	McCullough	Reeve	Wainwright
Candee	Fitzp'ck J H	McInerney	Reilley	Weber
Chambers	Fitzp'ck W P	McKeown	Remsen	Weekes
Colby	Fowler	McMillan	Reynolds	Williams
Conkling	Fuller	McNair	Richter	Wilson
Cook	Gardiner	McQuade	Rider	Wolf
Coon	Grady	Meeks	Robinson	Woody
Costello	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1523) entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1900, relative to returns, compensations and drawing of jurors." (Int. No. 1143.)

On motion of Mr. G. H. Smith said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Hammond	Monroe	Ross
Adler	Cowan	Hanford	Moran	Ruehl
Ahern	Dale	Haviland	Morgan	Salyerds
Allds	Daly	Hewitt	Neville	Sanders
Allen F E	Darrison	Higgins	Newcomb	Scanlon
Allston	Day	Hoadley	Nye	Schneider
Apgar	Davis G	Hooker	O'Brien	Seymour
Ash	Davis M	Hughes	O'Malley	Sherer
Baldwin	Dickey	Keenan	Orr	Sloane

Barrett	Dickinson	Kelsey	Outterson	Smith C W
Bedell	Dooling	Knipp	Oxford	Smith G H
Bennet	Doll	Lally	Palmer	Smith J E
Blackwell	Doughty	Landon	Patchin	Smith J T
Bordwell	Duer	Langhorst	Patton	Snyder
Bourke	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Burns	Fisher	McAdam	Rainey	Ulmann
Cadin	Fitzgerald	McCullough	Reeve	Wainwright
Candee	Fitzp'ck J H	McInerney	Reiley	Weber
Chambers	Fitzp'ck W P	McKeown	Remsen	Weekes
Colby	Fowler	McMillan	Reynolds	Williams
Conkling	Fuller	McNair	Richter	Wilson
Cook	Gardiner	McQuade	Rider	Wolf
Coon	Grady	Meeks	Robinson	Woody
Costello	Graeff	Merritt	Rogers	Yale
Cotton	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1735) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the collector or collectors of unpaid taxes and assessments." (Int. No. 1271.)

On motion of Mr. Brooks said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 148 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Saiyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilly	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1734) entitled "An act to amend chapter 73 of the Laws of 1902, entitled 'An act relating to rural cemetery associations in counties of the State having a certain population.'" (Int. No. 1270.)

On motion of Mr. Apgar said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Rogers
Adler	Coughtry	Hammond	Monroe	Ross
Ahern	Cowan	Hanford	Moran	Ruehl
Allds	Dale	Haviland	Morgan	Salyerds
Allen F E	Daly	Hewitt	Neville	Sanders
Allen J A	Darrison	Higgins	Newcomb	Scanlon
Allston	Day	Hoadley	Nye	Schneider
Apgar	Davis G	Hooker	O'Brien	Seymour
Ash	Davis M	Hughes	O'Malley	Sherer
Baldwin	Dickey	Keenan	Orr	Sloane
Barrett	Dickinson	Kelsey	Outterson	Smith C W
Bedell	Dooling	Knipp	Oxford	Smith G H
Benmet	Doll	Lally	Palmer	Smith J E
Blackwell	Doughty	Landon	Patchin	Smith J T
Bordwell	Duer	Langhorst	Patton	Snyder
Bourke	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Burns	Fisher	McAdam	Rainey	Ulmann
Cadin	Fitzgerald	McCullough	Reeve	Wainwright
Candee	Fitzp'ck J H	McInerney	Reilley	Weber
Chambers	Fitzp'ck W P	McKeown	Rensen	Weekes
Colby	Fowler	McMillan	Reynolds	Wilson
Conkling	Fuller	McNair	Richter	Wolf
Cook	Gardiner	McQuade	Rider	Woody
Coon	Grady	Meeks	Robinson	Yale
Costello	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1480) entitled "An act to amend chapter 700 of the Laws of 1895, entitled 'An act to extend the time of commencement or construction or completion of railroads other than street surface railroads' in relation to the extension of time for such commencement or completion." (Int. No. 1111.)

On motion of Mr. Fancher said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Ross
Adler	Coughtry	Griffith	Merritt	Ruehl
Ahern	Cowan	Hammond	Monroe	Salyerds
Allds	Dale	Hanford	Moran	Sanders
Allen F E	Daly	Haviland	Neville	Scanlon
Allen J A	Darrison	Hewitt	Newcomb	Schneider
Allston	Day	Higgins	Nye	Seymour
Apgar	Davis G	Hoadley	O'Brien	Sherer
Ash	Davis M	Hooker	O'Malley	Smith C W
Baldwin	Dickey	Hughes	Outterson	Smith G H
Barrett	Dickinson	Keenan	Oxford	Smith J E
Bedell	Dooling	Kelsey	Palmer	Smith J T
Bennet	Doll	Knipp	Patchin	Snyder
Blackwell	Doughty	Lally	Patton	Stevens
Bordwell	Duer	Landon	Pendry	Stiles
Bourke	Duross	Langhorst	Phillips	Sulzberger
Bradley	Dusinbery	Leggett	Phipps	Townsend
Brill	Egan	Lewis	Plank	Traub
Brooks	Fancher	Litthauer	Platt	Treat
Burke	Ferre	Manee	Prince	Ulmann
Burnett	Finch	Mansfield	Reeve	Wainwright
Burns	Fisher	Marson	Reilley	Weber

Cadin	Fitzgerald	McAdam	Remsen	Weekes
Chambers	Fitzp'ck J H	McCullough	Reynolds	Williams
Colby	Fitzp'ck W P	McInerney	Richter	Wilson
Conkling	Fowler	McKeown	Rider	Wolf
Cook	Fuller	McMillan	Robinson	Woody
Coon	Gardiner	McNair	Rogers	Yale
Costello	Grady	McQuade		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1635) entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article 12, section 1 of the Constitution, relating to organization of cities." (Int. No. 1207.)

On motion of Mr. Adler said bill was read the second time and ordered to a third reading.

Said bill was then read the third time in words following, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

(See Appendix.)

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Griffith	Merritt	Ross
Adler	Cotton	Hammond	Monroe	Ruehl
Ahern	Cowan	Hanford	Moran	Salyerds
Allds	Dale	Haviland	Morgan	Sanders
Allen F E	Daly	Hewitt	Neville	Scanlon
Allen J A	Darrison	Higgins	Newcomb	Schneider
Allston	Day	Hoadley	Nye	Seymour
Apgar	Davis G	Hooker	O'Brien	Sherer
Ash	Davis M	Hughes	O'Malley	Smith C W
Baldwin	Dickey	Keenan	Orr	Smith G H
Barrett	Dickinson	Kelsey	Outterson	Smith J E
Bedell	Dooling	Knipp	Oxford	Smith J T
Bennet	Doll	Lally	Palmer	Snyder
Blackwell	Doughty	Landon	Patchin	Stevens



Bordwell	Duer	Langhorst	Patton	Stiles
Bourke	Duross	Leggett	Pendry	Sulzberger
Bradley	Dusinbery	Lewis	Phillips	Townsend
Brill	Egan	Litthauer	Phipps	Traub
Brooks	Fancher	Manee	Plank	Treat
Burke	Ferre	Mansfield	Platt	Ulmann
Burnett	Finch	Marson	Prince	Wainwright
Burns	Fisher	McAdam	Rainey	Weber
Cadin	Fitzgerald	McCullough	Reeve	Weekes
Candee	Fitzp'ck J H	McInerney	Reilley	Williams
Chambers	Fitzp'ck W P	McKeown	Remsen	Wilson
Colby	Fuller	McMillan	Richter	Wolf
Conkling	Gardiner	McNair	Rider	Woody
Cook	Grady	McQuade	Robinson	Yale
Coon	Graeff	Meeks	Rogers	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 25) entitled "An act to amend section 899 of the Code of Criminal Procedure relating to disorderly persons." (Int. No. 25.)

On motion of Mr. Landon, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Merritt	Rogers
Adler	Coughtry	Hammond	Monroe	Ross
Ahern	Cowan	Hanford	Moran	Ruehl
Allds	Dale	Haviland	Morgan	Salyerds
Allen F E	Daly	Hewitt	Neville	Sanders
Allen J A	Darrison	Higgins	Newcomb	Scanlon
Allston	Day	Hoadley	Nye	Schneider

Apgar	Davis G	Hooker	O'Brien	Seymour
Ash	Davis M	Hughes	O'Malley	Sherer
Baldwin	Dickey	Keenan	Orr	Sloane
Barrett	Dickinson	Kelsey	Outtersen	Smith C W
Bedell	Dooling	Knipp	Oxford	Smith G H
Bennet	Doll	Lally	Palmer	Smith J E
Blackwell	Doughty	Landon	Patchin	Smith J T
Bordwell	Duer	Langhorst	Patton	Snyder
Bourke	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Burns	Fisher	McAdam	Rainey	Wainwright
Cadin	Fitzgerald	McCullough	Reeve	Weber
Candee	Fitzp'ck J H	McInerney	Reilley	Weekes
Chambers	Fitzp'ck W P	McKeown	Remsen	Williams
Colby	Fowler	McMillan	Reynolds	Wilson
Conkling	Fuller	McNair	Richter	Wolf
Cook	Gardiner	McQuade	Rider	Woody
Coon	Grady	Meeks	Robinson	Yale
Costello	Graeff			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1456) entitled "An act to amend the Greater New York Charter, relating to appeals to the board of examiners from a decision of the superintendent of buildings." (Int. No. 1104.)

On motion of Mr. Grady, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Leggett	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reiley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1494) entitled "An act to authorize the Comptroller of the State to hear and determine an application of Everett R. Wheeler for cancellation of tax sales of lands situate in the town of Blecker, county of Fulton, for unpaid taxes." (Int. No. 1125.)

On motion of Mr. C. W. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Ross
Adler	Coughtry	Griffith	Merritt	Ruehl
Ahern	Cowan	Hammond	Monroe	Salyerds
Allds	Dale	Hanford	Moran	Sanders
Allen F E	Daly	Haviland	Morgan	Scanlon
Allen J A	Darrison	Hewitt	Neville	Schneider
Allston	Day	Higgins	Newcomb	Seymour
Apgar	Davis G	Hoadley	Nye	Sherer
Ash	Davis M	Hooker	O'Brien	Sloane
Baldwin	Dickey	Hughes	O'Malley	Smith C W
Barrett	Dickinson	Keenan	Orr	Smith G H
Bedell	Dooling	Kelsey	Outterson	Smith J E
Bennet	Doll	Knipp	Oxford	Smith J T
Blackwell	Doughty	Lally	Palmer	Snyder
Bordwell	Duer	Landon	Patchin	Stevens
Bourke	Duross	Langhorst	Patton	Stiles
Bradley	Dusinbery	Leggett	Pendry	Sulzberger
Brill	Egan	Lewis	Phillips	Townsend
Brooks	Fancher	Litthauer	Phipps	Traub
Burke	Ferre	Mancee	Plank	Treat
Burnett	Finch	Mansfield	Platt	Ulmann
Burns	Fisher	Marson	Prince	Wainwright
Cadin	Fitzgerald	McAdam	Rainey	Weber
Candee	Fitzp'ck W	PMcCullough	Reeve	Weekes
Chambers	Fitzp'ck W	PMcInerney	Reilley	Williams
Colby	Fowler	McKeown	Richter	Wilson
Conkling	Fuller	McMillan	Rider	Wolf
Cook	Gardiner	McNair	Robinson	Woody
Coon	Grady	McQuade	Rogers	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



Mr. Speaker announced the special order, being the bill (No. 1651) entitled "An act to amend the Railroad Law, in relation to the crossing of railroads by streets and highways." (Int. No. 1223.)

On motion of Mr. Wilson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coon	Haviland	Nye	Scanlon
Adler	Costello	Higgins	O'Brien	Schneider
Ahern	Cotton	Hoadley	Orr	Seymour
Allds	Cowan	Hooker	Outterson	Sherer
Allen F E	Dale	Hughes	Oxford	Sloane
Allen J A	Daly	Keenan	Palmer	Smith C W
Allston	Darrison	Knipp	Patchin	Smith G H
Apgar	Day	Lally	Patton	Smith J E
Ash	Davis M	Landon	Pendry	Smith J T
Baldwin	Dickinson	Langhorst	Phillips	Snyder
Barrett	Dooling	Leggett	Phipps	Stevens
Bedell	Doll	Litthauer	Plank	Stiles
Bennet	Doughty	Mansfield	Platt	Sulzberger
Blackwell	Duer	Marson	Prince	Townsend
Bordwell	Duross	McAdam	Rainey	Traub
Bourke	Egan	McCullough	Reeve	Treat
Bradley	Fancher	McInerney	Reilley	Ulmann
Brill	Ferre	McKeown	Remsen	Wainwright
Brooks	Fisher	McMillan	Reynolds	Weber
Burke	Fitzp'ck J H	McNair	Richter	Weekes
Burnett	Fowler	Meeks	Robinson	Williams
Burns	Fuller	Merritt	Rogers	Wilson
Cadin	Grady	Monroe	Ross	Wolf
Chambers	Graeff	Morgan	Ruehl	Woody
Colby	Griffith	Neville	Salyerds	Yale
Conkling	Hanford	Newcomb		

Mr. Remsen moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote upon the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 101 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Day	Hooker	Neville	Rider
Adler	Davis G	Keenan	Newcomb	Rogers
Ahern	Dickey	Knipp	O'Brien	Ross
Allen F E	Dickinson	Lally	O'Malley	Salverds
Allen J A	Doll	Landon	Orr	Sanders
Apgar	Doughty	Langhorst	Outterson	Scanlon
Barrett	Duross	Leggett	Palmer	Seymour
Bedell	Egan	Lewis	Patchin	Sloane
Blackwell	Fancher	Litthauer	Patton	Smith C W
Bourke	Ferre	Manee	Pendry	Smith J E
Brill	Fisher	Marson	Phillips	Snyder
Burke	Fitzp'ck J H	McAdam	Phipps	Stevens
Burnett	Fitzp'ck W P	McCullough	Plank	Sulzberger
Cadin	Fuller	McInerney	Platt	Townsend
Chambers	Gardiner	McMillan	Prince	Ulmann
Conkling	Grady	McQuade	Rainey	Wainwright
Coon	Hammond	Merritt	Reeve	Weekes
Cotton	Hanford	Monroe	Reilley	Wilson
Cowan	Higgins	Moran	Reynolds	Woody
Dale	Hoadley	Morgan	Richter	Yale
Darrison				

On motion of Mr. Remsen, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

Mr. Speaker announced the special order, being the bill (No. 1717) entitled "An act to amend the Penal Code in relation to the sale or delivery of uncooked flesh foods on Sunday." (Int. No. 41.)

Mr. Rainey moved that said bill be laid aside, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Adler, said bill was read the second time and ordered to a third reading.

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 65 }  
{ NOES 54 }

Those who voted in the affirmative, were

Adler	Costello	Hanford	Nye	Rogers
Allds	Davis G	Haviland	O'Malley	Sanders
Apgar	Dickey	Hewitt	Orr	Seymour
Baldwin	Dickinson	Hooker	Outterson	Sherer
Bedell	Doll	Kelsey	Oxford	Sloane
Bordwell	Doughty	Litthauer	Palmer	Smith G H
Bradley	Fancher	Marson	Patchin	Smith J T
Brill	Fitzp'ck W. P	McAdam	Patton	Snyder
Burns	Fowler	McCullough	Plank	Stevens
Candee	Fuller	Merritt	Platt	Sulzberger
Conkling	Grady	Monroe	Prince	Ulmann
Cook	Graeff	Morgan	Rider	Wainwright
Coon	Griffith	Newcomb	Robinson	Wolf

Those who voted in the negative, were

Adams	Darrison	Keenan	Moran	Ruehl
Ahern	Davis M	Knipp	Neville	Salyerds
Allen F E	Dusinbery	Langhorst	O'Brien	Scanlon
Allen J A	Egan	Leggett	Pendry	Smith C W
Allston	Ferre	Manee	Phillips	Stiles
Barrett	Finch	McInerney	Rainey	Townsend
Benmet	Fitzgerald	McKeown	Reeve	Traub

Burke	Gardiner	McMillan	Remsen	Weekes
Chambers	Hammond	McNair	Reynolds	Williams
Cowan	Higgins	McQuade	Richter	Woody
Daly	Hoadley	Meeks	Ross	

Mr. Adler moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 1720) entitled "An act relative to the improvement of Onondaga creek by the city of Syracuse." (Int. No. 1249.)

On motion of Mr. Hammond, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salverds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outtersen	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles



Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 673) entitled "An act to authorize the Warren County Electric Light, Heat and Power Company to construct and maintain a dam across the Hudson river in the town of Thurman, Warren county." (Int. No. 595.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider

Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelsey moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Coughtry	Haviland	Morgan	Ruehl
Adler	Cowan	Higgins	Neville	Salyerds
Ahern	Daly	Hoadley	Newcomb	Sanders
Allds	Darrison	Hooker	Nye	Scanlon
Allen F E	Davis G	Kelsey	O'Brien	Schneider
Allen J A	Davis M	Knipp	O'Malley	Seymour
Allston	Dickey	Landon	Orr	Sloane
Apgar	Dickinson	Langhorst	Outterson	Smith C W
Baldwin	Doughty	Leggett	Oxford	Smith G H
Barrett	Dusinbery	Lewis	Palmer	Smith J E
Bedell	Egan	Litthauer	Patchin	Smith J T
Bennet	Fancher	Manee	Patton	Snyder

Bordwell	Ferre	Mansfield	Pendry	Stevens
Brill	Finch	Marson	Platt	Stiles
Brooks	Fitzgerald	McAdam	Prince	Sulzberger
Burnett	Fitzp'ck W P	McCullough	Rainey	Townsend
Burns	Fowler	McInerney	Reeve	Traub
Cadin	Fuller	McKeown	Remsen	Treat
Candee	Gardiner	McMillan	Reynolds	Ulmann
Chambers	Grady	McNair	Richter	Wainwright
Colby	Graeff	McQuade	Rider	Weekes
Conkling	Griffith	Meeks	Robinson	Williams
Cook	Hammond	Monroe	Rogers	Wolf
Coon	Hanford	Moran	Ross	Woody
Costello				

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The Clerk furnished a list of absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the House with Mr. Plank, who, upon giving a satisfactory explanation for being absent, was excused.

Mr. Kelsey moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 488) entitled "An act providing that the police commissioner of the city of New York in his discretion, may reappoint Edward O'Neill, an ex-policeman of the city of New York, who was dismissed from said department in the year 1901." (Int. No. 439.)

On motion of Mr. Weekes, said bill was read the second time and ordered to a third reading.

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }  
 { NOES 32 }

Those who voted in the affirmative, were

Adams	Costello	Hanford	Morgan	Ross
Adler	Coughtry	Haviland	Newcomb	Ruehl
Allds	Cowan	Hoadley	Nye	Salyerds
Allen F E	Darrison	Hooker	O'Brien	Schneider
Allen J A	Davis G	Kelsey	O'Malley	Seymour
Allston	Davis M	Knipp	Orr	Smith C W
Apgar	Dickinson	Landon	Oттerson	Smith G H
Bedell	Doughty	Langhorst	Patchin	Smith J T
Bennet	Dusinbery	Leggett	Patton	Snyder
Brill	Fancher	Manee	Pendry	Stevens
Brooks	Finch	Mansfield	Plank	Stiles
Burnett	Fowler	Marson	Platt	Townsend
Cadin	Fuller	McMillan	Rainey	Traub
Candee	Gardiner	McNair	Reeve	Treat
Chambers	Grady	McQuade	Remsen	Wainwright
Colby	Graeff	Merritt	Reynolds	Weekes
Conkling	Griffith	Monroe	Robinson	Williams
Cook	Hammond	Moran	Rogers	Woody
Coon				

Those who voted in the negative, were

Baldwin	Doll	McAdam	Oxford	Scanlon
Bordwell	Egan	McCullough	Palmer	Sloane
Bourke	Ferre	McInerney	Prince	Smith J E
Burns	Fitzgerald	McKeown	Richter	Sulzberger
Daly	Fitzp'ck W P	Meeks	Rider	U'mann
Day	Higgins	Neville	Sanders	Wolf
Dickey	Litthauer			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1738) entitled "An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' relative to village elections." (Int. No. 1274.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and



upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Graeff	Meeks	Rogers
Adler	Coughtry	Griffith	Merritt	Ross
Ahern	Cowan	Hammond	Monroe	Ruehl
Allds	Dale	Hanford	Moran	Salyerds
Allen F E	Daly	Haviland	Morgan	Sanders
Allen J A	Darrison	Hewitt	Neville	Schneider
Allston	Day	Higgins	Newcomb	Seymour
Apgar	Davis G	Hoadley	Nye	Sherer
Ash	Davis M	Hooker	O'Brien	Sloane
Baldwin	Dickey	Hughes	O'Malley	Smith C W
Barrett	Dickinson	Keenan	Orr	Smith G H
Bedell	Dooling	Kelsey	Outterson	Smith J E
Benmet	Doll	Knipp	Oxford	Smith J T
Blackwell	Doughty	Lally	Palmer	Snyder
Bordwell	Duer	Landon	Patchin	Stevens
Bourke	Duross	Langhorst	Patton	Stiles
Bradley	Dusinbery	Leggett	Pendry	Sulzberger
Brill	Egan	Lewis	Phillips	Townsend
Brooks	Fancher	Litthauer	Phipps	Traub
Burke	Ferre	Manee	Plank	Treat
Burnett	Finch	Mansfield	Platt	Ulmann
Burns	Fisher	Marson	Prince	Wainwright
Cadin	Fitzgerald	McAdam	Rainey	Weber
Candee	Fitzp'ck J H	McCullough	Reeve	Weekes
Chambers	Fitzp'ck W P	McInerney	Reilley	Williams
Colby	Fowler	McKeown	Remsen	Wilson
Conkling	Fuller	McMillan	Reynolds	Wolf
Cook	Gardiner	McNair	Richter	Woody
Coon	Grady	McQuade	Robinson	Yale
Costello				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1737) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for grouse in Westchester county." (Int. No. 1273.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 142 }  
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Cowan	Hammond	Morgan	Ruehl
Adler	Dale	Haviland	Neville	Salyerds
Ahern	Daly	Hewitt	Newcomb	Sanders
Allds	Darrison	Higgins	Nye	Scanlon
Allen F E	Day	Hoadley	O'Brien	Schneider
Allen J A	Davis G	Hughes	O'Malley	Seymour
Allston	Davis M	Keenan	Orr	Sherer
Apgar	Dickey	Knipp	Oттerson	Sloane
Ash	Dickinson	Lally	Oxford	Smith C W
Baldwin	Dooling	Landon	Palmer	Smith G H
Barrett	Doll	Langhorst	Patchin	Smith J E
Benmet	Doughty	Leggett	Patton	Smith J T
Blackwell	Duer	Lewis	Pendry	Snyder
Bordwell	Duross	Litthauer	Phillips	Stevens
Bourke	Dusinbery	Manee	Phipps	Stiles
Bradley	Egan	Mansfield	Plank	Sulzberger
Brill	Fancher	Marson	Platt	Townsend
Burke	Ferre	McAdam	Prince	Traub
Burnett	Finch	McCullough	Rainey	Treat
Burns	Fisher	McInerney	Reeve	Ulmann
Cadin	Fitzgerald	McKeown	Reilley	Wainwright
Candee	Fitzp'ck J H	McMillan	Remsen	Weber
Chambers	Fitzp'ck W P	McNair	Reynolds	Weekes
Conkling	Fowler	McQuade	Richter	Williams
Cook	Fuller	Meeks	Rider	Wilson

Coon	Gardiner	Merritt	Robinson	Wolf
Costello	Grady	Monroe	Rogers	Woody
Cotton	Graeff	Moran	Ross	Yale
Coughtry	Griffith			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1607) entitled "An act to provide for the appointment of commissioner of jurors and to provide for a special jury in civil and criminal actions in each county of the State having a population of one million or more, according to the last preceding federal census." (Int. No. 1197.)

On motion of Mr. Weekes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 104 }  
 { NOES 42 }

Those who voted in the affirmative, were

Adams	Coon	Haviland	Newcomb	Salverds
Adler	Costello	Hewitt	Nye	Schneider
Ahern	Cotton	Hoadley	O'Brien	Seymour
Allds	Coughtry	Hooker	O'Malley	Sherer
Allen F E	Cowan	Hughes	Orr	Smith C W
Allen J A	Darrison	Kelsey	Outterson	Smith G H
Allston	Davis G	Knipp	Patchin	Smith J T
Apgar	Davis M	Landon	Patton	Snyder
Ash	Dickinson	Langhorst	Pendry	Stevens
Bedell	Doughty	Leggett	Phillips	Stiles
Bennet	Dusinbery	Lewis	Phipps	Townsend
Blackwell	Fancher	Manee	Plank	Traub
Brill	Finch	Mansfield	P'att	Treat
Brooks	Fisher	Marson	Rainey	Wainwright

Burnett	Fowler	McMillan	Reeve	Weber
Cadin	Fuller	McNair	Remsen	Weekes
Candee	Gardiner	McQuade	Reynolds	Williams
Chambers	Graeff	Merritt	Robinson	Wilson
Colby	Griffith	Monroe	Rogers	Woody
Conkling	Hammond	Moran	Ross	Yale
Cook	Hanford	Morgan	Ruehl	

Those who voted in the negative, were

Baldwin	Day	Fitzp'ek J H	McKeown	Rider
Barrett	Dickey	Fitzp'ek W P	Meeks	Sanders
Bordwell	Dooling	Keenan	Neville	Scanlon
Bourke	Doll	Lally	Oxford	Sloane
Bradley	Duer	Litthauer	Palmer	Smith J E
Burke	Duross	McAdam	Prince	Sulzberger
Burns	Egan	McCullough	Reilley	Ulmann
Dale	Ferre	McInerney	Richter	Wolf
Daly	Fitzgerald			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 915) entitled "An act to amend the Business Corporations Law, in relation to stock of shareholders upon consolidation." (Rec. No. 269.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Monroe	Rogers
Adler	Cotton	Hanford	Moran	Ruehl
Ahern	Coughtry	Haviland	Morgan	Salyerds



Allds	Cowan	Hewitt	Neville	Sanders
Allen F E	Dale	Higgins	Newcomb	Schneider
Allen J A	Daly	Hoadley	Nye	Seymour
Allston	Darrison	Hooker	O'Brien	Sherer
Apgar	Day	Hughes	O'Malley	Sloane
Ash	Davis M	Keenan	Orr	Smith C W
Baldwin	Dickey	Kelsey	Outterson	Smith G H
Barrett	Dickinson	Knipp	Oxford	Smith J E
Bedell	Dooling	Lally	Palmer	Smith J T
Bennet	Doll	Landon	Patchin	Snyder
Blackwell	Doughty	Langhorst	Patton	Stevens
Bordwell	Duer	Leggett	Pendry	Stiles
Bourke	Duross	Lewis	Phillips	Sulzberger
Bradley	Dus'nbery	Litthauer	Phipps	Townsend
Brill	Egan	Manee	Plank	Traub
Brooks	Ferre	Mansfield	Platt	Treat
Burke	Finch	Marson	Prince	Ulmann
Burnett	Fitzgerald	McAdam	Rainey	Wainwright
Burns	Fitzp'ck J H	McCullough	Reeve	Weber
Cadin	Fitzp'ck W P	McInerney	Reilley	Weekes
Candee	Fowler	McKeown	Remsen	Williams
Chambers	Fuller	McMillan	Reynolds	Wilson
Colby	Gardiner	McNair	Richter	Wolf
Conkling	Grady	McQuade	Rider	Woody
Cook	Graeff	Meeks	Robinson	Yale
Coon	Griffith	Merritt		

In the negative,

Davis G

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1530) entitled "An act to relieve the law department of the city of New York from paying fees to city, county or other officers." (Int. No. 1150.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Hammond	Morgan	Ruehl
Adler	Cotton	Hanford	Neville	Salyerds
Ahern	Coughtry	Haviland	Newcomb	Sanders
Allds	Cowan	Hewitt	Nye	Scanlon
Allen F E	Daly	Headley	O'Brien	Schneider
Allen J A	Darrison	Hooker	O'Malley	Seymour
Allston	Day	Hughes	Orr	Sherer
Apgar	Davis G	Keenan	Outterson	Sloane
Ash	Davis M	Kelsey	Oxford	Smith C W
Baldwin	Dickey	Lally	Palmer	Smith G H
Barrett	Dooling	Landon	Patchin	Smith J E
Bedell	Doll	Langhorst	Patton	Smith J T
Bennet	Doughty	Leggett	Pendry	Snyder
Blackwell	Duer	Lewis	Phillips	Stevens
Bordwell	Duross	Litthauer	Phipps	Stiles
Bourke	Dusinbery	Manee	Plank	Sulzberger
Bradley	Egan	Mansfield	Platt	Townsend
Brill	Fancher	Marson	Prince	Traub
Brooks	Ferre	McAdam	Rainey	Treat
Burke	Finch	McCullough	Reeve	Ulmann
Burnett	Fisher	McInerney	Reiley	Wainwright
Burns	Fitzgerald	McKeown	Remsen	Weber
Cadin	Fitzp'ck J H	McMillan	Reynolds	Weekes
Candee	Fitzp'ck W P	McNair	Richter	Williams
Chambers	Fuller	McQuade	Rider	Wilson
Colby	Gardiner	Meeks	Robinson	Wolf
Conkling	Grady	Merritt	Rogers	Woody
Cook	Graeff	Monroe	Ross	Yale
Coon	Griffith	Moran		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1719) entitled "An act making an appropriation for Craig Colony for Epileptics." (Int. No. 765.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Haviland	Neville	Salyerds
Adler	Cowan	Hewitt	Newcomb	Sanders
Ahern	Dale	Higgins	Nye	Scanlon
Allds	Daly	Hoadley	O'Brien	Schneider
Allen F E	Darrison	Hooker	O'Malley	Seymour
Allen J A	Day	Keenan	Orr	Sherer
Allston	Davis G	Kelsey	Outterson	Sloane
Apgar	Davis M	Knipp	Oxford	Smith C W
Ash	Dickey	Landon	Palmer	Smith G H
Barrett	Dickinson	Langhorst	Patchin	Smith J E
Bedell	Dooling	Leggett	Patton	Smith J T
Bennet	Doll	Lewis	Pendry	Snyder
Blackwell	Doughty	Litthauer	Phillips	Stevens
Bordwell	Duross	Manee	Phipps	Stiles
Bourke	Dusinbery	Mansfield	Plark	Sulzberger
Bradley	Egan	Marson	Platt	Townsend
Brill	Fancher	McAdam	Prince	Traub
Brooks	Finch	McCullough	Rainey	Treat
Burke	Fisher	McInerney	Reeve	Ulmann
Burnett	Fitzgerald	McKeown	Reilley	Wainwright
Burns	Fitzp'ck W P	McMillan	Remsen	Weber
Cadin	Fowler	McNair	Reynolds	Weekes
Candee	Fuller	McQuade	Richter	Williams
Chambers	Gardiner	Meeks	Rider	Wilson
Colby	Grady	Merritt	Robinson	Wolf
Cook	Griffith	Monroe	Rogers	Woody
Costello	Hammond	Moran	Ross	Yale
Cotton	Hanford	Morgan	Ruehl	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1447) entitled "An act to authorize the sale of certain real property in the village of Sandy Hill, Washington county, New York, devised in and by the last will and testament of Nelson William Wait, deceased, to Betsey Wait and Mary A. Dalton for and during the term of their natural lives." (Int. No. 1095.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 146 }  
 } NOES 0 }

Those who voted in the affirmative, were

Adams	Coughtry	Griffith	Monroe	Ross
Adler	Cowan	Hammond	Moran	Ruehl
Ahern	Dale	Haviland	Morgan	Salverds
Allds	Daly	Hewitt	Neville	Sanders
Allen F E	Darrison	Higgins	Newcomb	Scanlon
Allen J A	Day	Hoadley	Nye	Schneider
Allston	Davis G	Hooker	O'Brien	Seymour
Apgar	Davis M	Hughes	O'Malley	Sherer
Ash	Dickey	Keenan	Orr	Sloane
Barrett	Dickinson	Kelsey	Outterson	Smith C W
Bedell	Dooling	Knipp	Oxford	Smith G H
Bennet	Doll	Lally	Palmer	Smith J E
Blackwell	Doughty	Landon	Patchin	Smith J T
Bordwell	Duer	Langhorst	Patton	Snyder
Bourke	Duross	Leggett	Pendry	Stevens
Bradley	Dusinbery	Lewis	Phillips	Stiles
Brill	Egan	Litthauer	Phipps	Sulzberger
Brooks	Fancher	Manee	Plank	Townsend
Burke	Ferre	Mansfield	Platt	Traub
Burnett	Finch	Marson	Prince	Treat
Burns	Fisher	McAdam	Rainey	Ulmann
Cadin	Fitzgerald	McCullough	Reeve	Wainwright
Candee	Fitzp'ck J H	McInerney	Reiley	Weber
Chambers	Fitzp'ck W P	McKeown	Remsen	Weekes
Colby	Fowler	McMillan	Reynolds	Williams
Conkling	Fuller	McNair	Richter	Wilson
Cook	Gardiner	McQuade	Rider	Wolf
Coon	Grady	Meeks	Robinson	Woody
Costello	Graeff	Merritt	Rogers	Yale
Cotton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.



Mr. Speaker announced the special order, being the bill (No. 1568) entitled "An act to amend the Greater New York Charter, relative to department of water supply, gas and electricity." (Int. No. 1174.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dale	Haviland	Morgan	Ruehl
Adler	Daly	Hewitt	N--ville	Salyerds
Ahern	Darrison	Higgins	Newcomb	Sanders
Allds	Day	Hoadley	Nye	Scanlon
Allen F E	Davis G	Hooker	O'Brien	Schneider
Allen J A	Davis M	Hughes	O'Malley	Seymour
Allston	Dickey	Keenan	Orr	Sherer
Apgar	Dickinson	Kelsey	Outterson	Sloane
Ash	Dooling	Knipp	Oxford	Smith C W
Baldwin	Doll	Lally	Palmer	Smith G H
Barrett	Doughty	Langhorst	Patchin	Smith J E
Bedell	Duer	Leggett	Patton	Smith J T
Blackwell	Duross	Lewis	Pendry	Snyder
Bourke	Dusinbery	Litthauer	Phillips	Stevens
Bradley	Egan	Manee	Phipps	Stiles
Brill	Fancher	Mansfield	Plank	Sulzberger
Brooks	Ferre	Marson	Platt	Townsend
Burke	Finch	McAdam	Prince	Traub
Burnett	Fisher	McCullough	Rainey	Treat
Burns	Fitzgerald	McInerney	Reeve	Ulmann
Candee	Fitzp'ck J H	McKeown	Reilley	Wainwright
Chambers	Fitzp'ck W P	McMillan	Remsen	Weber
Colby	Fowler	McNair	Reynolds	Weekes
Conkling	Fuller	McQuade	Richter	Williams
Cook	Gardiner	Meeks	Rider	Wilson
Coon	Grady	Merritt	Robinson	Wolf
Costello	Gracff	Monroe	Rogers	Woody
Coughtry	Hammond	Moran	Ross	Yale
Cowan	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1032) entitled "An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' relative to the powers of deputy sheriffs." (Int. No. 849.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann

Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1410) entitled "An act to amend chapter 128 of the Laws of 1888, entitled 'An act to extend and define the powers of the trustees of Hamilton College in regard to the investment of its funds.'" (Int. No. 1080.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Daly	Hanford	Moran	Ruehl
Adler	Dale	Haviland	Morgan	Salyerds
Ahern	Darrison	Hewitt	Neville	Sanders
Allds	Day	Higgins	Newcomb	Scanlon
Allen F E	Davis G	Hoadley	Nye	Schneider
Allen J A	Davis M	Hooker	O'Brien	Seymour
Apgar	Dickey	Hughes	O'Malley	Sherer
Baldwin	Dickinson	Keenan	Orr	Sloane
Barrett	Dooling	Kelsey	Outtersen	Smith C W
Bedell	Doll	Knipp	Oxford	Smith G H
Bennet	Doughty	Lally	Palmer	Smith J E
Blackwell	Duer	Landon	Patchin	Smith J T
Bourke	Duross	Langhorst	Patton	Snyder
Bradley	Dusinbery	Leggett	Pendry	Stevens

Brill	Egan	Lewis	Phillips	Stiles
Brooks	Fancher	Litthauer	Phipps	Sulzberger
Burnett	Ferre	Manee	Plank	Townsend
Burns	Finch	Mansfield	Platt	Traub
Cadin	Fisher	Marson	Prince	Treat
Candee	Fitzgerald	McAdam	Rainey	Ulmann
Chambers	Fitzp'ck J H	McCullough	Reeve	Wainwright
Colby	Fitzp'ck W P	McInerney	Reilley	Weber
Conkling	Fowler	McKeown	Remsen	Weekes
Cook	Fuller	McMillan	Reynolds	Williams
Coon	Gardiner	McNair	Richter	Wilson
Costello	Grady	McQuade	Rider	Wolf
Cotton	Graeff	Meeks	Robinson	Woody
Coughtry	Griffith	Merritt	Rogers	Yale
Cowan	Hammond	Monroe	Ross	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 631) entitled "An act to amend the Greater New York Charter, relative to the department of docks and ferries." (Int. No. 561.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders
Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outtersen	Smith C W



Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Uimann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reilley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1285) entitled "An act to incorporate the Masonic Temple and Masonic Home and Hospital Association of Brooklyn." (Int. No. 998.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }  
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Cotton	Griffith	Monroe	Ross
Adler	Coughtry	Hammond	Moran	Ruehl
Ahern	Cowan	Hanford	Morgan	Salyerds
Allds	Dale	Haviland	Neville	Sanders

Allen F E	Daly	Hewitt	Newcomb	Scanlon
Allen J A	Darrison	Higgins	Nye	Schneider
Allston	Day	Hoadley	O'Brien	Seymour
Apgar	Davis G	Hooker	O'Malley	Sherer
Ash	Davis M	Hughes	Orr	Sloane
Baldwin	Dickey	Keenan	Outterson	Smith C W
Barrett	Dickinson	Kelsey	Oxford	Smith G H
Bedell	Dooling	Knipp	Palmer	Smith J E
Bennet	Doll	Lally	Patchin	Smith J T
Blackwell	Doughty	Landon	Patton	Snyder
Bordwell	Duer	Langhorst	Pendry	Stevens
Bourke	Duross	Leggett	Phillips	Stiles
Bradley	Dusinbery	Lewis	Phipps	Sulzberger
Brill	Egan	Litthauer	Plank	Townsend
Brooks	Fancher	Manee	Platt	Traub
Burke	Ferre	Mansfield	Prince	Treat
Burnett	Finch	Marson	Rainey	Ulmann
Burns	Fisher	McAdam	Reeve	Wainwright
Cadin	Fitzgerald	McCullough	Reiley	Weber
Candee	Fitzp'ck J H	McInerney	Remsen	Weekes
Chambers	Fitzp'ck W P	McKeown	Reynolds	Williams
Colby	Fowler	McMillan	Richter	Wilson
Conkling	Fuller	McNair	Rider	Wolf
Cook	Gardiner	McQuade	Robinson	Woody
Coon	Grady	Meeks	Rogers	Yale
Costello	Graeff	Merritt		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order being the Senate bill (No. 513) entitled "An act to provide for the appointment of a commission to examine wild and forest land in Suffolk county with the view to the location thereon of a State park." (Rec. No. 122.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }  
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Costello	Graeff	Meeks	Robinson
Adler	Cotton	Griffith	Merritt	Rogers
Ahern	Coughtry	Hammond	Monroe	Ross
Allds	Cowan	Hanford	Moran	Ruehl
Allen F E	Dale	Haviland	Morgan	Salyerds
Allen J A	Daly	Hewitt	Neville	Sanders
Allston	Darrison	Higgins	Newcomb	Scanlon
Apgar	Day	Hoadley	Nye	Seymour
Ash	Davis G	Hooker	O'Brien	Sherer
Baldwin	Davis M	Hughes	O'Malley	Sloane
Barrett	Dickey	Keenan	Orr	Smith C W
Bedell	Dickinson	Kelsey	Outtersen	Smith G H
Bennet	Dooling	Knipp	Oxford	Smith J E
Blackwell	Doll	Lally	Palmer	Smith J T
Bordwell	Duer	Landon	Patchin	Snyder
Bourke	Duross	Langhorst	Patton	Stevens
Bradley	Dusinbery	Leggett	Pendry	Stiles
Brill	Egan	Lewis	Phillips	Townsend
Brooks	Fancher	Litthauer	Phipps	Traub
Burke	Ferre	Mance	Plank	Treat
Burnett	Finch	Mansfield	Platt	Ulmann
Burns	Fisher	Marson	Prince	Wainwright
Cadin	Fitzgerald	McAdam	Rainey	Weber
Candee	Fitzp'ck J H	McCullough	Reeve	Weekes
Chambers	Fitzp'ck W P	McInerney	Reilley	Williams
Colby	Fowler	McKeown	Remsen	Wolf
Conkling	Fuller	McMillan	Reynolds	Woody
Cook	Gardiner	McNair	Richter	Yale
Coon	Grady	McQuade		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order being the Senate bill (No. 798) entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article 6 of the Constitution, relating to Supreme Court judicial districts." (Rec. No. 227.)

Said bill was read the third time, in words following, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

(See Appendix.)

# INDEX TO ASSEMBLY JOURNAL.

## 1902.

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This Journal is indexed upon the following plan:

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the Borough of Brooklyn, and all bills relating to Greater New York under New York City and Boroughs of Manhattan, Bronx, Brooklyn, Richmond and Queens.

3. Every general bill will be found indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolutions."

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, *i. e.*, "Banking Law," "Benevolent Orders Law," "Game Law," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All Code amendments under the heads of "Code Civil," "Code Criminal," &c., &c.

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speaker under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The numbers used in this index, *viz.*: "Int. No.," refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.



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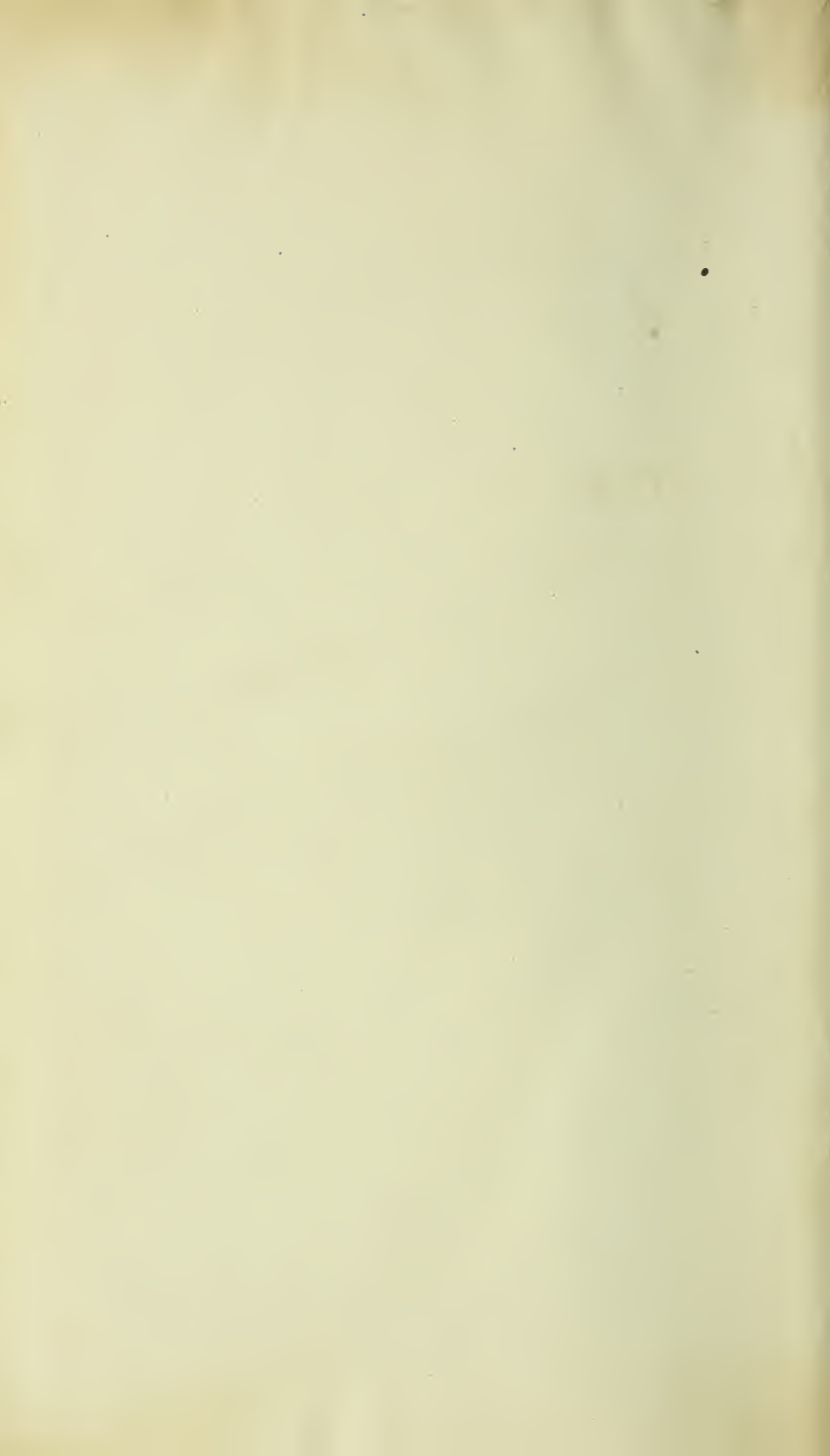
















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